Gal. 4 Gg 2

IN THIS VOLVME

are conteined the ſtatutes made and eſtabliſhed from the time of kyng Henry the thirde, vnto the fyrſte yere of the reigne of our moſt gratious and victorious ſoueraine lorde king Henry the. viii.

Anno. M.D.XLIII.

MVSEVM BRITANNICVM

506. e. 7

TO THE REDER.

HERE is nothinge so necessary and profitable in a common weale as good lawes, which are estably shed, not only to let & represse the malice of the yll doers, but also to thentent that the good quiet people mought lyue in rest from spoyle and oppression. And as the frowarde wily wyttes haue ben daylye occupied to imagine and put in vre newe kyndes of iniuries and wronges, so the soueraine gouernours, the kynges of this realme, haue ben no lesse diligent from tyme to tyme, with all politike industrie, to make and establishe holsome lawes for the conseruation of peace, and to withstand rauin and wronge to be done. And as at the begynninge, there were fewe diseases of the body, and therfore neded fewe medicines: So lyke wyse at the fyrste as well in all other as this common weale, the transgressions were very fewe, and therfore neded fewe lawes: but afterwarde as they increased, the multitude of lawes grewe. And therfore it is nowe impossible, that (as many men argue) the lawes shulde be fewe or vreue, to thende the people shoulde soone knowe, cumme, and beare them in awaye. Wherefore my counsayle is, that euery man be alway obediente vnto the lawes and ministres of the same, and endeuour hym selfe to lyue well and vprightly, and neuer intende worse to his neighbour, than he wolde his neighbour shuld vnto him, and to lyue sobrely, temperately, accordyng as the gospel of Christ teacheth, and he shal not lightly offend against the lawes. But neuertheless somwhat to ease and help those as haue not time and leyser sufficient to rede ouer these statutes, or beare them in mynd, I haue deuised a Table hereafter folowing, wherin he that diligetly marketh it, shal sone fynd out what that he desyreth to knowe, conteyned within this volume. Fyrst ye shal vnderstand, that the figure or figures, folowynge the worde that ye desyre to fynde, signifieth anno, the yere. The letter nexte after the figure, E. H. or R. betokeneth Edwarde, Henry, or Richarde. the fygure after the letter, sheweth whiche kyng in numbre. the letter. c. after that figure, signifyeth capite, the chapiter. the figure after that. c. betokeneth the numbre of the chaptre. as in example. Abbettour. 13. E. 1. c. 12. that is, anno. 13. Edwardi primi, capite. 12. and so lyke wyse of other.

Matth. 6. Luc. 12. Eph. 4. Iacob. 4. 1. Pet. 5.

A.

Abbettour. 13 Edvv. 1. cap. 12.
Accomptes. 52. Henr. 3. ca. 23. Et. 13. Ed. 1. c. 11. Et. 5. Ric. 2. ca. 9. 10. 11. 12. 13. & 15. Et 6. eiuſd. ca. 2. Et. 1. Hen. 4. c. 11. Et. 2. eiuſd. ca. 24. et. 6. eiuſd. ca. 3. Et. 11. H. 6. ca. 8.
Actions popular. 4. Henr. 7. cap. 20. Et. 19. eiuſd. ca. 18.
Acton Burnel. 11. Ed. 1.
Addition. 1. Hen. 5. ca. 5.
Admeſurement of dower. 13 Ed. 1. ca. 7.
Admeſurement of paſture. 13. Ed. 1. ca. 8.
Adminiſtratour. 31. Ed. 3. ca. 11.
Admyrall. 2. R. 2. c. 4. Et. 13. eiuſd. c. 5. Et. 15. eiuſd. c. 3. Et. 2. H. 4. c. 11. Et. 2. H. 5. c. 6.
Aduoury. 25. E. 3. ſtat. 5.
Aduouſon. 13. E. 1. c. 5. & 48. Et. 17. E. 2. c. 8.
Affray. 11. H. 6. c. 11.
Ageſtment. 9. H. 3. c. 9.
Allay. 9. H. 5. ſtat. 2. c. 6. Et. 2. H. 6. c. 12.
Alienation. 52. H. 3 c. 29. Et 6. E. 1. c. 3. Et. 13. eiuſd. c. 1. 25. 39. & 40. Et. 17. E. 2. c. 6. Et. 1 E. 3. c. 12. et. 34. eiuſd. c. 15.
Aliens. 3. R. 2. c. 3. et. 6. eiuſd. c. 10. et. 11. eiuſd. c. 7. et. 16 eiuſd. c. 1. Et. 1. H. 4. ca. 17. Et. 14. H. 6. c. 7.
Ambition. 12. R. 2. c. 2.
Amending of records. 9. H. 5. c. 4. Et. 4. H 6. c. 3. et. 8. eiuſd. c. 12. *in miſprision?*
Amerciamentes. 9. H. 3. c. 14. et. 52. eiuſd. c. 24. Et. 3. E. 1. ca. 6. & 18. et. 6. eiuſd. c. 14. Et. 36. E. 1. c. 14. Et. 7. H. 4. c. 3.
Amortiſement of landes.
Annoyaunces. 45. E. 3. c. 2.
Annuities. 11. R. 2. c. 8. Et. 7. H. 4. c. 19. Et 1. E. 4. c. 1. Et. 11. H. 7. c. 8.
Apparell. 37. E. 3. c. 8. 9. 10. 11. 12. 13. & 14. Et. 3. E. 4. c. 5. et 22. eiuſd. c. 1.
Appele. 9. H. 3. c. 34. Et. 3. E. 1. c. 14. et. 4. eiuſd. et. 13 eiuſd. c. 12. et. 28. eiuſd. Et. 1. H. 4. c. 14. Et. 7. H. 5. et. 9 eiuſd c. 1. Et. 8. H. 6. c. 10. et. 10. eiuſd. c. 6. et. 18. eiuſd. c. 12. Et. 3. H. 7. c. 1.
Appellour. 6. E. 1. c. 9. et. 13. eiuſd. c. 12.
Apprentiſe. 7. H. 4. c. 17. Et. 8. H. 6. c. 11. Et. 1. R. 3. c. 9. Et. 11. H. 7. c. 11. et. 12. eiuſd. c. 1.
Appropriation. 15. R. 2. c. 6. Et 4. H. 4. c. 12.
Archers. 4. H. 4. c. 13. Et. 3. H. 7. c. 12.
Armour. 7. E. 1. et. 13. eiuſd. ſtat. 2. c 6. Et. 1. E. 3. c. 5. Et. 7. R. 2. c. 16. et. 15. eiuſd. c. 7. et. 20. eiuſ. c. 1. Et. 4. H. 4. c. 29. & 30.
Arrayes. 18. H. 6. ca. 14.
Arrowes. 12. R. 2. c. 6.
Arrowe heades. 7. H. 4. ca. 7.
Articles vpon the chartours. 28. E. 1.
Articles of inquiſition vpon the ſtatute of wynchester.
Articles for the clergy. 9. E. 2.
Artificers. 23. E. 3. c. 5. & 8. et. 25. eiuſd. c. 5. & 8. et. 34. eiuſd. c. 10. et. 37. eiuſ. c. 6. Et. 2. R. 2. c. 8. et. 12. eiuſ. c. 3. et. 13. eiuſd. c. 13. Et. 4. Henr. 4. c. 14.
Artificers ſtraungers. 1. R. 3. c. 9.
Aſſaut. 11. H. 6. c. 11.
Aſſay. 37. E. 3. c. 7.
Aſſemblies. 2. R. 2. c. 7. et. 17. eiuſd. ca. 8.
Aſſiſe. 20. H. 3. ca. 4. et. 52. eiuſd. c. 18. Et. 13. E. 1. c. 4. Et. 1. H. 4. c. 8. et. 4. eiuſd. c. 8. Et. 9. H. 5. c. 3. Et. 4. H. 6. c. 2. et. 6. eiuſd. c. 2. et. 8. eiuſd. c. 26. et. 9. eiuſd. c. 1. Et. 14. E. 4. c. 2.
Aſſiſe of nouel diſſeiſin. 7. R. 2. c. 10. Et. 9. H. 4. c. 5. Et. 11. H. 6. c. 2.
Aſſiſe of breade and ale. 51. H. 3. Et in titulo de incertis temporibus.
Attachementes. 52. H. 3. c. 12. Et. 3. E. 1. c. 34. et 13. eiuſd. c. 35. Et. 5. E. 3. c. 9. et. 25. eiuſd. ſtat. 4. c. 4. et. 38. eiuſd. c. 5. et. ſec. ſtat. c. 2. Et. 31. H. 6. c. 3. & 4.
Attaindre. 1. E. 3. Et. 21. R. 2. Et. 9. H. 6. c. 3. et. 29. eiuſd. ca. 1.
Attaynt. 3. E. 1. c. 37. & 46. Et. 1. E. 3. c. 6. et. 5. eiuſd. c. 7. et. 28. eiuſd. c. 8. et. 34. eiuſd. c. 7. et. 38. eiuſd. c. 4. Et. 9. R. 2. c. 3 et. 13. eiuſd. c. 18. Et. 3. H. 5. c. 5. Et. 11. H. 6. c. 4. et. 15. eiuſd. c. 5. et. 18. eiuſd. c. 2. Et. 11. H. 7. c. 21. & 24. et. 19. eiuſd. c. 3.
Attaynted landes. 7. E. 4. c. 5.
Attendaunce on the kyng in warre. 11. H. 7. c. 18. et. 19. eiuſd. c. 1.
Attourney. 20. H. 3. c. 10. Et. 6. E. 1. c. 8. et. 15. eiuſd. c. 10. et. 27. eiuſd. Et. 12. E. 2. c. 1. et. 15. eiuſd. Et. 7. R. 2. c. 14. Et. 4. H. 4. c. 18. & 19. et. 7. eiuſd. c. 13. Et. 5. H. 5. Et. 2. H. 6. c. 3. et. 9. eiuſd. c. 10. et. 15. eiuſd. c. 7 et. 18. eiuſd. ca. 9. et 19. eiuſd. c. 22. et. 33. eiuſd. c. 8.
Auditours. 13. E. 1. c. 11.
Auerment. 1. E. 3. c. 5. et. 5. eiuſd. c. 13. Et 1. R. 2. c. 14.
Aulnage. 27. E. 3. c. 4. et. 50. eiuſd. c. 8. Et. 4. H. 4. c. 24. Et. 17. E. 4. c. 5.
Aulnageour. 25. E. 3. ſtat. 3. c. 1. et. 27. eiuſd. c. 4. Et. 3. R. 2. c. 2. et. 17. eiuſd. c. 2. & 5 Et. 1. H. 4. c. 13. et. 7. eiuſd. c. 10. et. 11. eiuſdem. c. 6. et. 13. eiuſd. c. 4. Et. 11. H. 6. c. 9 et. 31. eiuſd. c. 5. Et. 4. E. 4. c. 1. et. 8. eiuſd. c. 1. Et. 1. R. 3. c. 8.
Auncel weight. 25. E. 3. ſtat. 4. c. 9. et. 34. eiuſd. c. 5. Et. 8. H. 6. c. 5.
Auoir de pois. 27. E. 3. ſtat. 2. c. 10.
Awarde at Kenelworth. 51. H. 3.
Ayde. 3. E. 1. c. 35. et. 25. eiuſd. c. 5. Et. 14. E. 3. c. 21. et eod. anno ſtat. 2. c. 1. et. 18. eiuſd. et. 25. eiuſd. ſtat. 4. c. 11.

algorithm. 11 H. A. ii. Baker 27 cap 2. 4. 6. & 6 cap

B

Baker. An. 51. H. 3.
Balaunce. 27. E. 3. ſtat. 2. c. 10. et. 34. eiuſd. c. 5. Et. 8. H. 6. c. 5. et. 11. eiuſd. c. 8, Et. 11. H. 7. c. 4.
Bankes. 9. H. 3. c. 15. & 116.
Barelled ſyſhe. 22. E. 4. c. 2.
Barettour 3. E. 1. c. 32.
Barons of the Exchekier. 20. E. 3. c. 2. et. 27. et iuſd. ſtat. 2. c. 18. Et. 5. R. 2. c. 9. & 12. et. 8. eiuſd. c. 3. et. 9. eiuſd. c. 1. et. 14. eiuſd c. 11.
Barons of the. v. portes. 31. E. 3. ſtat. 2. c. 2.
Barony. 15. E. 3. ſtat 3 c. 6.
Barwyke. 15. R. 2. c. 7. Et. 2. H. 5 ſtat. 2. c. 6 Et. 8. H. 6. c. 21. Et. 22. E. 4. c. 8.
Baſtardy. 20. H. 3. c. 9. Et. 25. E. 3. Et. 9. H. 6. cap. 11.
Bayliffes. 9. H. 3. c. 28. Et. 13. E. 1. c. 13. 25. et 36. et. 13. eiuſd. ſtat. 2. c. 6. Et. 12. E. 2. ca. 5. Et. 2. E. 3. c. 4. Et. 4. eiuſd. c. 9. et. 23. eiuſd. c. 6. et. 25. eiuſd. c. 6. & 7. et. 25. eiuſd. ſtat. 3. c. 1. et eodem anno ſtat. 4. c. 21. et. 27. ei iuſd. ſtat. 2. c. 15. et. 42. eiuſd. c. 9. & 11. Et 12. R. 2. c. 3. & 13. et. 17. eiuſd. c. 4. Et. 2. H. 5. c. 8. Et. 6. H. 6. c. 3. et. 23. eiuſ. c. 13.
Bailiffe errant. 14. E. 3. c. 9.
Bailiffe of ſhiriffe. 1. H. 5. c. 4.
Bayle. 5. E. 3. c. 8. Et. 3. H. 7. c. 3.
Bayon. 27. E. 3. c. 7.
Beaken. 21. R. 2. c. 8. Et. 10. H. 6. c. 5.
Bearyng of armour. 7. E. 1.
Bearers. 4. E. 3. c. 11. et. 20. eiuſd. c. 5.
Beaupleder. 52. H. 3. c. 11. Et. 3. E. 1. c. 8. Et. 1. E. 3. c. 8.
Beggars. 23. E. 3. c. 7. Et. 12. R. 2. c. 7. Et. 19. H. 7. c. 12.
Benefices. 3. R. 2. c. 3. et. 7. eiuſd. c. 12. Et. 4. H. 4. c. 22. Et. 1. H. 5. c. 7.
Benevolence. 1. R. 3. c. 2.
Bigamy. 4. E. 1. c. 5. Et. 18. E. 3. ſtat. 2. c. 2.
Bylles caſt into houſes. 8. H. 6. c. 6.
Byllettes of golde. 27. E. 3. ſtat. 2. c. 14.
Blacke mony. 9. E. 3. ſtat. 2. c. 4.
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Blanke money. 2. H. 6. c. 9.
Bodies incorporate. 19. H. 7. c. 7.
Bookes. 1. R. 3 c. 9.
Booke of domeſday. 1. R. 2. c. 6.
Bondman. 19. H. 7. c. 15.
Buttler. 25. E. 3. ſtat. 4. c. 21. et. 27. eiuſd. c. 6. et. 43. eiuſd. c. 3. Et. 4. H. 4. c. 20.
Bouchers. 4. H. 7 c. 3.
Bounder of the ſtaple. 28. E. 3. c. 15.
Bowes. 13. E. 1. ſtat. 2. c. 6. Et. 12. R. 2. c. 6. Et 22. E. 4. c. 4. Et. 3. H. 7. c. 12.
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Breakyng of priſons. 1. E. 2.
Brennyng of houſes. 8. H. 6. c. 6.
Bridges. 9. H. 3. c. 15.
Brillowe. 1. H. 6. c. 1.
Britayne. 4. H. 7. c. 4.
Britons. 3. H. 5. c. 3.
Brode clothes. 4. E. 4. c. 1. et. 8. eiuſd. c. 1. Et. 1. R. 3. c. 8.
Brokers. 3. H. 7. c. 6.
Bruer. 51. H. 3 Et. 33. H. 6. c. 4.
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Buckeſtalles. 19. H. 7. c. 11.
Bullion. 27. E. 3. ſtat. 2. c. 14. Et. 2. H. 4. c. 5. Et 8. H. 5. c. 2. Et. 2. H. 6. c. 12. et. 8. eiuſd. c. 18. & 11. eiu. c. 13. Et. 3. E. 4. c. 1. et. 17. eiuſ. c. 1.
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Burgage 9. H 3. c. 27.
Burgeſes of parliament. 1. H. 5. c. 1. Et. 23. H. 6. c. 15.
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Bylhoppes. 13. E. 1. c. 41.
Bythop of Rome his vſurped power. 25. E. 3. ſtat. 5. Et. 16. R. 2. c. 5.

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Capias. 25. E. 3. ſtat. 4. c. 14. Et. 7. H. 4. c. 13.
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Cappes. 22. E. 4. c. 5. Et. 4. H. 7. c. 9.
Cariage of gold & ſyluer ouer ſea. 4. H. 7. c. 23.
Cariage of wolles ouer the ſea. 31. E. 3. c. 8. et 38. eiuſd. c. 6.
Carliel. 14. H. 6. c. 3. Et. 22. E. 4. c. 8.
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Cartar del ſtaple. 27. E. 3. ſtat. 2. c. 4.
Caſtell. 9. H. 3. c. 19. Et. 3. E. 1. c. 17. Et. 13. R. 2. cap. 15.
Caſtelwarde. 9. H. 3. c. 20.
Catholike feyth. 2. H. 4. c. 15.
Cerciorari. 2. H. 5. c. 2.
Certificat. 3. H. 7. c. 7.
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Challenge. 13. E. 1. c. 31. et. 33. eiuſd. Et. 25. E. 3. ſtat. 2. c. 8. Et. 7. H. 7. c. 4.
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Champertours. 33 E. 1.
Champerty. 4. E. 3. c. 11. Et. 7. R. 2. c. 15.

Champion. 3. E.1. c.40.
Chancery. 36. E.3. c.4. 9. & 13. Et.11. H.7. c.25
Chancellour of Englande. 20. E.3. c.6. et.25. eiuſd. ſtat. 3. c.1. et.36. eiuſd. c.13. Et.7. R.2. c.14. Et.16. eiuſd. c.6. et.17. eiuſ. c.6. Et.4. H.4. c.8.9. & 17. Et.3. H.6. c.4. et.8. eiuſ. c.14. et.9. eiuſd. c.9. et.31. eiuſd. c.2. 4. & 9. et.33. eiuſd. c.1. Et.12. E.4. c.6.
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Chargeour. 2. H.6. c.12.
Charter of the foreſtes. 9. H.3.
Charter of pardon. 2. E.3. c.2. et.4. eiuſ. c.13. et.5. eiuſd. c.12. et 10. eiuſd. c.2. & 3. et.14. eiuſd. c.15. et.27. eiuſd. c.2. Et.13. R.2 ſtat. 2. c.1. et.16. eiuſd. c.6. Et.5. H.4. c.2.
Cheeſe. 3. H.6. c.4. et.9. eiuſd. c.8. et.18. eiuſ. cap.3.
Cheſter. 21. R.2. c.9. Et.1. H.4. c.18.
Cheuiſance. 3. H.7. c.5. & 6.
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Chiminage. 9. H.3. c.14.
Chirographer. 13. E.1. c.43. Et.2. H.4. c.8. et 5. eiuſd. c.14.
Churcht. 9. H.3. c.1. Et.13. E.1. ca. 48. Et.50. E.3. c.1. Et.1. R.2. c.1. et.6. eiuſd. c.1. et. 8. eiuſd. c.1.
Churcheyarde. 13. E.1. ſta. 2. c.6. Et.15. R.2. c.5
Circumſpecte agatis. 13. E.1.
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Clergy. 14. E.3. ſtat.3. c.1. et.18. eiuſd. ſtat. 2. c.3. & 7. Et.4. H.4 c.2. & 3. et.8. H.6. c.1.
Clerke. 52. H.3. c.27. Et.3. E.1. c.2. Et.14. E. 3. c.11. et.15. eiuſd. 13. et.18. eiuſd. c.2. Et.1. R.2. c 3. Et.4. H.4. c.3. et.5. eiuſd. c.14.
Clerkes arrayned. 25. E.3. ſtat.2. c.4. & 5.
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Clerkes of courte. 18. E.3.
Clerke of the cozone. 2. H.4. c.10.
Clerkes of the courtes. 2. H.6. c.10.
Clerkes of iuſticers. 3. E.1. c.27. & 28. et. 13. eiuſd. c.43. Et.25. E.3. c.7.
Clerke of the remembrannce. 37. E.3. c. 4. Et 5. R.2. c.14. & 15.
Clerke of the pipe. 37. E. 3. cap. 4. Et.5. R.2. c.14.
Clerke deſtheker. 1. R.2. c.5. et.5. eiuſd. c.12.
Clerke of the rolles. 12. R.2. c.2.
Clerke to the ſhireffe. 1. H.5. c. 4.
Clerke of the market. 14. E.3. c.12. Et.13. R.2. c.4. et.16. eiuſd. c.3.
Clippyng of money. 3. H.5. c.6. & 7.
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Cozne. 15. R. 2. c. 4. Et. 20. H. 6. c. 6. et. 23. eiuſd. c. 6. Et. 3. E. 4. c. 2.
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Diſcontinuance. 11. H. 7. c. 20.
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Dissetsour. 13. Et. 1. c. 25.
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Enditours. 1. E. 3. c. 11. Et. 25. E. 3. stat. 4. c. 3. Et. 1. R. 2. c. 13.
Englysheman. 42. E. 3. ca. 8. et. 43. eiusd. c. 2.
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Errour. 5. E. 3. c. 2. Et. 10. eiusd. stat. 2. c. 2. Et 28. eiusd. c. 10. Et. 31. eiusd. c. 12. Et. 4. 2. eiusd. c. 3. Et. 9. R. 2. c. 3. Et 8. H. 6. c. 11. & 15. Et 5. H. 7. c. 10. Et. 19. eiusd. c. 20.
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Escuage. 9. H. 3. c. 37. Et. 4. H. 4. c. 13.
Essoen. 52. H. 3. c. 19. Et. 3. E. 1. c. 41. 42. & 43. et. 6. eiusd. c. 8. Et. 13. eiusd. c. 12. 17. 27. & 28. Et. 12. E. 2. Et. 9. E. 3. c. 3.
Estretes. 51. H. 3. Et 31. E. 3. cap. 3. Et. 42. eiusd. c. 9.
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Field. 1. H. 7. c. 6.
Fillser. 10. H. 6. c. 4. et. 18. eiusd. c. 9.
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Fines. 3. E. 1. c. 18. et. 13. eiusd. c. 4. Et. 1. E. 3. c. 12. et. 31. eiusd. c. 6. et. 36. eiusd. c. 14. et. 38. eiusd. c. 3. Et. 5. H. 4. c. 14. Et. 1. R. 3. c. 7 Et. 4. H. 7. c. 24.
Fines leuied. 27. E. 1. c. 1. Et. 15. E. 2.
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Fleeles. 15. E. 3. stat. 3. c. 24
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Foreyn plea. 23. H. 6. c. 12.
Forſtapture. 34. E. 3. c. 12. Et. 11. R. 2. c. 4. 5. & 6. et. 21. eiusd. c. 10. & 11.
Forging of falſe deedes. 1. H. 5. c. 3.
Forging of vntrue charters. 7. H. 5.
Forſchoke. 10. E. 1.
Forſtallers. 25. E. 3. stat. 3. c. 3. Et. 2. R. 2. c. 2.
Forſtalling. 27. E. 3. c. 5. & 11. et. 28. eiusd. c. 13. Et. 6. R. 2. c. 11.
Fote ball. 12. R. 2. c. 6.
Fourmedons. 1. H. 7. c. 1.
Fraternities. 15. R. 2. c. 5. Et. 15. H. 6. c. 6.
Fraunchiſes. 1. E. 3. c. 9. et. 9. eiusd. c. 1. et. 4. Et. 14. eiusd. ca. 1. Et. 15. eiusd. cap. 1. Et. 25. eiusd. stat. 4. c. 10. Et. 3. R. 2. ca. 1. Et. 7. eiusd. c. 1. Et. 1. E. 4. c. 1.
Free elections. 9. H. 4. c. 8.
Free holders. 52. H. 3. c. 23.
Freeman. 9. H. 3. c. 29.
Free mariage. 13. E. 1. c. 1.
Freuthe men. 1. H. 5. c. 7.
Freſh ſuite. 3. E. 1. c. 9. & 4. 6. Et. 13. eiusd. stat. 2. c. 1. Et. 28. E. 3. c. 11.
Friers. 4. H. 4. c. 17.
Friſe wars. 50. E. 3. c. 8.
Fry of fyſhe. 2. H. 6. c. 15. Et. 4. H. 7. c. 21.
Fruites. 6. H. 4. c. 1.
Fugitiues. 31. E. 3. c. 3.
Fullers. 13. R. 2. c. 11. et. 15. eiusd. c. 10. Et. 4 E. 4. c. 1.
Furres. 11. E. 3. c. 4.
Fuſtians. 11. H. 7. c. 27.
Fyſhe. 31. E. 3. stat. 3. c. 1 Et. 13. R. 2. c. 19. Et. 14. H. 6. c. 5. Et. 22. E. 4. c. 2. Et. 11. H. 7. ca. 23.
Fyſher. 17. R. 2. c. 9.
Fyſhmonger. 6. R. 2. ca. 11. et. 7. eiusd. ca. 11.

G

Gage. 1. H. 6. c. 5.
Galshalfepence. 11. H. 4. c. 5. Et. 13. eiusd. c. 6. Et. 3. H. 5.
Gaole delyuery. 4. E. 3. c. 2.
Gardeyn. 9. H. 3. c. 4. & 5. Et. 52. eiusd. c. 7. Et. 3. E. 1. c. 21. 22. & 47. Et. 13. eiusd. c. 4. & 7. Et. 14. E. 3. c. 13.
Gardeyn in ſocage. 52. H. 3. c. 17.
Gaſcoine. 38. E. 3. c. 11. Et. 42. eiusd. c. 8. Et 43. eiusd. c. 2. Et. 23. H. 6. c. 18.
Gauelet. 10. E. 2.
Gauelkinde. 18. H. 6. c. 2.
Gaugeour. 27. E. 3. c. 8. et. 31. eiusd. c. 5. Et 4. R. 2. c. 1. Et. 17. eiusd. c. 5 Et. 1 H. 4. c. 13. Et. 13. eiusd. c. 5. Et. 18. H. 6. c. 17. et. 23. eiusd. c. 16. Et. 31. H. 6. c. 5. Et. 22. E. 4. c. 2. Et. 1. R. 3 c. 13.
Gauge peny. 23. H. 6. c. 16.
Gauging of veſſelles. 18. H. 6. c. 17.
Gayles. 14. E. 3. c. 10. Et 13. R. 2. c. 15. Et. 5 H. 4. c. 10.
Gaylour. 13. E. 1. c. 11. Et. 1. E. 3. c. 7. et. 4. eiusd. c. 10. et. 25. eiusd. c. 7. Et. 7. H. 4. c. 4
Gaynes of warre. 1. H. 6. c. 5.
Giftes. 50. E. 3. c. 6. Et. 1. R. 2. c. 9. Et. 2. H. 4. c. 2. et. 4. eiusd. c. 4.
Golde and ſilver. 38. E. 3. c. 2. Et. 5. R. 2. c. 2. et. 17. eiusd. c. 1. Et. 2 H. 4. c. 5. et. 4. eiusd. c. 16. et. 5. eiusd. c. 9. et. 11. eiusd. c. 7 Et. 9 H. 5. c. 4. Et. 2. H. 6. c. 6. Et. 17. E. 4. c. 1.
Goldſmithes. 37. E. 3. c. 7. Et. 17. R. 2. c. 1. Et. 4. H. 4. c. 10. Et. 2. H. 5. stat. 2. c. 4. Et 2. H. 6. c. 14. Et. 17. E. 4. c. 1. Et. 4. H. 7. c. 2.
Good abearinge. 10. E. 3. c. 3.
Good gouernaunce. 10 R. 2. et. 11. eiusd.
Goodes of felones. 17 E. 2. c. 16.
Gouernaunce. 1. H. 4. c. 15.
Graund aſſiſe. 13. E. 1. c. 37.
Graunter. 7. E. 4. c. 4.

Grap-

Grayned clothes. 11. H. 4. c. 7.
Greenewax. 42. E. 3. c. 9. Et. 7. H. 4. c. 3.
Greyhound. 13. R. 2. c. 13.
Grooms of the chamber. 4. H. 7. c. 6.
Grossers. 37. E. 3. c. 5.
Grote. 17. R. 2. c. 1. Et. 17. E. 4. c. 1.
Guildes. 15. R. 2. c. 5. Et. 15. H. 6. c. 6.
Guyhalda Teutonicorum. 4. E. 4. c. 5.
Gyrdlers. 15. R. 2. c. 11.
Gylding on mettal. 5. H. 4. c. 13. Et. 8. H. 5. c. 3.

H.

Hides. 13. R. 2. c. 13.
Halfepence. 9. E. 3. stat. 2. c. 3. Et. 17. R. 2. c. 1. Et. 4. H. 4. c. 10 Et 17. E. 4. c. 1
Hampton. 2. H. 5 stat. 2. ca 6.
Harneys. 13. E. 1. sta. 2. c. 6. Et. 7. R. 2. c. 13.
Hareppes. 13. R. 2. cap. 13.
Hattes. 22. E. 4. c. 5. Et. 4. H. 7. c. 9.
Hauked. 9. H. 3. c. 11. Et. 14. E. 3 stat. 3. ca. 1. Et 34. eiusd ca. 22. Et. 37. eiusd. c. 18. Et. 11. H. 7. c. 17.
Hearrynge. 31. E. 3. stat. 2. c. 1. et. 2. Et. 35. eiusdē. Et. 22. E. 4. c. 2. Et. 11. H. 7. c. 23.
Hedge. 13. E. 1. cap. 45.
Heedpence. 23 H. 6. cap. 7.
Heralde. 17. E. 4. cap 1.
Hearons. 9. H. 3 c. 13. Et. 19. H. 7. c. 11.
Heresy. 2. H. 5. cap. 7.
Heyre. 20. H. 3. c. 7. Et. 52. eiusd. c. 16. Et. 36. E. 3. cap. 13.
Heyres females. 3. E. 1. c. 22.
Homage. 17. E. 2.
Houpe. 9. H. 3. c. 13.
Hoobes. 31. E. 3. stat. 3. c. 1.
Hoznes. 4. E. 4. c. 8.
Hoznets. 4. E. 4. cap. 8.
Hoxsebeade. 13. R. 2. c. 8.
Hoxses. 10. E. 3. stat. 2. c. 4. & 14. eiusd. ca. 9. et eodem anno stat. 3. c. 1. & 36. eiusd. c. 5.
Hoxses & mares carried ouer the see. 11. H. 7. c. 13
Hospitall. 2. H. 5. c. 1. Et. 2. H. 6. c. 2.
Hospitalitie. 3. E. 1. c. 1.
Hospitelers. 13. E. 1. c. 42.
Hostelers. 5. E. 3. stat. 2. c. 11. & 25. eiusd. c. 6. & 35. eiusd. Et. 13. R. 2. c. 8. Et. 4. H. 4. c. 25. et. 11. eiusd. c. 2. Et. 28. H. 6. c. 2.
Hostes. 6. R. 2. c. 11. Et. 4. H. 5. c. 5. Et. 18. H. 6.
Hounde. 13. R. 2. c. 13. (c. 4.
Houses of husbandry. 4. H. 7. c. 19.
Housebote and heybote. 1. E. 3. c. 21
Hue. 4. E. 1. & 13. eiusd. stat. 2. c. 4.
Hundreds. 2. E. 3. c. 12. & 4. eiusd. c. 15. & 14. eiusd. c. 9.
Hunters. 36. E. 3. c. 5. Et. 1. H. 7. ca. 7.
Huntynge. 13. R. 2. c. 13.
Husbandry. 7. H. 4. c. 17.

I.

Iacke Cade. 29. H. 6. c. 1. & 31. eiusd. c. 1.
Idemptitate nois. 37. E. 3. c. 2. Et. 9. H. 6. c. 4.
Idcottes. 17. E. 2. c. 9.
Jewellers. 2. H. 6. c. 4.
Impositions. 45. E. 3. c. 4. Et. 11. R. 2. c. 9.
Imprysonment. 52. H. 3. c. 8. Et. 11. R. 2. c. 9.
Imprysonment. 13. E. 1. c. 45.
Incontinency of prestes. 1. H. 7. c. 4.
Incumbent. 4. H. 4. c. 22. Et. 3. H. 5. c. 4.
Indicauit. 34. E. 1.
Infant. 6. E. 1. c. 2. Et. 13. eiusd. c. 15. & 16.
Inheritance in chiefe. 17. E. 2. c. 5.
Inquisition. 9. H. 3. c. 26.
Insidiatores viarum. 4. H. 4. c. 2.
Insurrection. 6. R. 2. stat. 3.
Intestat. 31. eiusd. c. 11.
Intrusion. 52. H. 3. c. 28.
Joynetenantes. 34. E. 1.
Irelande. 14. H. 3. Et. 27. E. 3. stat. 2. ca. 18. et 34. eiusd. c. 17. & 18. Et. 1. H. 5. c. 8. et. 4. eiusd. c. 6. Et. 1. H. 6. c. 3.
Irishe men. 1. H. 5. c. 8. & 4. eiusd. c. 6. Et. 1. H. 6. c. 3. & 2. eiusd. c. 8.
Iron. 28. E. 3. c. 5.
Isle of wyght. 4. H. 7. c. 16.
Issues. 7. H. 4. c. 3.
Italyan marchantes. 1. R. 3. c. 9. & 11. Et. 1. H. 7. c. 10.
Judgement. 13. E. 1. c. 5. & 25. eiusd. c. 2. Et. 14. E. 3. c. 16. Et. 4. H. 4. c. 23.
Iurisdiction of the staple. 27. E. 3. stat. 2.
Iuris vtrum. 14. E. 3. c. 17.
Jury. 13. E. 1. c. 37. Et. 12. E. 2. c. 3. Et. 2. E. 3. c. 16. et. 5. eiusd. c. 6. Et. 7. R. 2. c. 7. & 8. E. 4. c. 3
Jurrours. 13. E. 1. c. 29. & 5. E. 3. c. 10. & 34. eiusd. c. 8. et. 38. eiusd. c. 12. Et. 7. R. 2. c. 7. Et 2. H. 5. stat. 2. c. 3. Et. 11. H. 6. c. 4. & 15. H. 6. c. 5. Et. 1. R. 3. c. 4. Et. 19. H. 7. c. 13.
Justyces. 18. E. 3. stat. 3. et. 20. eiusd. c. 1. 3. & 6. et. 25. eiusd. c. 7. & 8. et. 34. eiusd. c. 6. & 11. & 42. eiusd. c. 4. Et. 1. R. 2. c. 7. et. 2. eiusd. c. 7. et. 6. eiusd. c. 5. & 8. eiusd. c. 3. et. 11. eius. c. 11. & 12. eiusd. c. 10. et. 20. eiusd. c. 3. Et. 11. H. 4. c. 1. Et. 2. H. 5. c. 7. et. 14. H. 6. c. 1. et 8. E. 4. c. 2.
Justyces of the benche. 13. E. 1. c. 29.
Justyces of forestes. 9. H. 3. c. 2.
Justyces of assises. 8. R. 2. c. 2. Et. 11. H. 4. c. 3. & 13. eiusd. c. 2. & 3. Et. 3. H. 5. c. 7.
Justyces of peace. 1. E. 3. c. 16. et. 4. eiusd. c. 2. et. 18. eiusd. c. 2. et. 34. eiusd. c. 1. et. 5. Et. 36. eiusd. ca. 12. Et. 1. R. 2. c. 6. & 12. eiusd. c. 3. et 10. Et. 13. eiusd. c. 7. 8. et. 13. Et. 14. eius. c. 4. et. 11. Et. 16. eius. c. 4. Et. 17. eiusd. c. 9. et. 20. eiusd. c. 2. Et. 5. H. 4. c. 3. et. 7. eiusd. c. 7. et. 17. Et. 13. eius. c. 7. Et. 1. H. 5. c. 10. et. 2. eiusd. c. 4. et. 8. et eo. anno stat. 2. c. 1. et. 5. Et. 3. eiusd. c. 7. et. 8. eiusd. c. 3. et. 9. eius. stat. 2. c. 8. Et. 2. H. 6. c. 7. 8. 11. & 14. et. 4. eiusd. c. 1. et 6. eiu. c. 3. et. 11. eiusd. c. 8. et. 12. Et. 14. eius. c. 4. et. 18. eiusd. c. 11. et. 19. Et. 20. eiusd. c. 3. et. 8. Et. 23. eius. c. 5. et. 13. Et. 1. E. 4. c. 2. et. 3. eiusd. c. 1. et. 12. eiusd. c. 9. et. 17. eius. c. 1. et. 4.

Et.1.R.3.c.3. Et.1. H.7.c.5. Et.3. eiuſd.c.1. &.3. Et.4. eiuſd.c.12. Et.7. eiuſd. c.1.&.3. Et.11. eiuſd.c.4.7.9.11.15.22.&.25. Et.19. eiuſd.c.6.11.13.&.14.

K

Kendall cloth. 13.R.2.c.10. Et.9. H.4.c.2.
Kenelworth. 51. H.3.
Keper of gaoles. 3 H.7.c.3. et.19. eiuſd.c.10.
Kerſeys. 17.R.2.c.2. Et.1.R.3.c.8.
Knyghtes. 1.E.2. Et.4.H.6.c.4.
Knyghtes fee. 9. H.3.c.10.
Knyghtes of the ſhires. 12.R.2.c.12. Et. 11.H.4.c.1. Et.1.H.5.c.1. Et.6.H.6.c.4. et.8. eiuſ.c.7. et.10. eiuſ.c.2. et.23. eiuſd.c.11. &.15.
Kydels. 45.E.3.c.2. Et.21.R.2.c.19. Et.1.H.4 (c.12.
Kynges dettes. 1.E.3.c.4.
Kynges prerogatiue. 17.E.2.
Kynges prohibition.
Kyxteley. 31.E.3.ſtat.2.c.2.

L

Labourers. 23.E.3.c.1.&.2. et.25. eiuſd.c.8. et.31. eiuſd.c.6.&.7. et.34. eiuſ.c.9. &.10. et.42. eiuſd.c.6. Et.12.R.2.c.3. &.9. Et.2.H.4.c.14. et.7. eiuſd.ca.17. Et.2.H.5.c.4. Et.8.H.6.c.8.
Ladies of great eſtate. 20. H.6.c.9.
Lady Elyſabeth Gray. 1.R.3.c.15.
Lambes. 15.E.3.ſtat.3.c.2.
Lampreyes. 13.R.2.c.19. et.17. eiuſd.c.9.
Lancaſter. 7. H.5.
Lande leaſſed. 13.E.1. c. 21.
Landes of felons. 9.H.3.c.22.
Lande tenantes. 1.R.2.ca.6.
Laps. 25.E.3.ſtat.2.c.7.
Laſt of hearrynge. 31.E.3.ſtat.2.c.2.
Laſtage. 21.R.2.c.18.
Launcegay. 7.R.2.c.13. et.20. eiuſd.c.1.
Lawe of Marque. 27.E.3.ſtat.2.c.17.
Lawe marchaunt. 27.E.3.ſtat.2.c.19.
Lay fee. 9. H.3.c.18.
Leade. 27.E.3.ſtat.2.c.15.
Leape yere. 21.H.3.
Leaſſe. 6.E.1.c.11.
Lether. 27.E.3.ſtat.2.c.15.&.27.Et.4.H.4. c.35.Et.2.H.6.c.7.Et.1.H.7.c.5.et.19.eiu.c.19
Letters. 20.E.3.c.1.Et.11.R.2.c.10. et.12.eiuſ.
Letters of Marque. 4.H.5.c.7. (c.3.
Letters patentes antedated. 18. H.6.c.1.
Letters patentes. 1.H.4.c.6. &.8. et.2. eiuſd. c.2. et.6.eiuſd.c.2. Et.1.H.5.c.9. Et.28 H.6 c.2 et.29.eiuſd.c.3. et.31. eiuſd c.5. Et.1.E. 4.c.1. et.12.eiuſd.c.8. Et.4. H.7.c.5.6.& 7.et.7.eiuſd.c.5.
Letters teſtimoniall. 12.R.2 c.8. Et.2.H.4.c. 16. Et.2.H.5.c.6. Et.18.H.6.c.19.
Leuyeng of kynes. 18. E.1.
Leuieng of the.xv. an.25. E.3.ſtat.6.
Ley the tyuer. 3. H.6.c.5. et.9. eiuſd.c.9.
Libell. an.2.H.5.c.3.
Liberties graunted by the kyng to the cõmons. tempore.Ed.1.
Liberties. 9.H.3.c.9. Et.13.E.1.c.38.
Licence.5.R.2.c.2. et.7.eiuſd.c.12. Et.14.H. 6.c.2. et.18.eiuſd.c.19. et.27.eiuſd.c.2.
Lieutenant in Irelande. 4.H.5.c.6.
Lincolne.13.R.2.c.18. Et.3.H.5. ca.5.
Liuery of company. 1.R.2.c.7. et.16.eiuſd.c. 4. et.20. eiuſd. ca.1.&.2. Et.1.H.4. ca.7. et.2.eiuſd.c.21. et.7.eiuſd.c.14. et.13. eiuſ. c.3. Et.8.H.6.c.4. Et.8.E.4.c.3. Et.3.H. 7.c.1. &.12.et.11.eiuſ.c.3.et.19.eiuſd.c.14.
Liuery of landes.5.R.2.c.15.et.21.eiuſd.c.5.
Lodgynge. an.3.E.1.c.1.
Lollardy. 2.H.5.c.7.
Lombardes. 25.E.3.ſtn.4.c.23.Et.33.H.6.c.5.
London. 9.H.3.c.9. Et.6.E.1.c.11.12.13.14.& 15. Et.10. E.2. Et.4.2.E.3.c.7. Et.7.R.2.c. 11. et 11.eiuſ.c.7. et.15. eiuſ.c.4.1.Et.1.H.4. c.15.& 17. Et.4. eiuſd.c.6. et.6.eiuſd.c.4. et.7.eiuſd.c.9. Et.8.H.6.c.11. et.11.eiuſd.c. 8. et.14. eiuſd.c.5. Et.1.E 4.c.2. et.17. eiuſd.c.1.Et.3.H.7.c.9. et.4.eiuſd.c.3. et.7. eiuſd.c.4. Et.11. eiuſd.c.21. et.19.eiuſ.c.8.
Lorde.36.E.3.c.6. Et.20.R.2.c.3.
Lordes marchers. 2.H.4.c.8.
Lordes of townes or manoures. 23.E.3.c.4.

M

Magna Charta. Anno. 9. H.3.
Mad men. 17. E.2.c.10.
Maime. 6.E.1.c.8.
Mainpernours. 7.R.2.c.17.
Mainptiſe. 10.E.3.c.3. Et.7.R.2.c.17. Et.3. H.7.c.3.
Maintenaunce.3.E.1.c.25.Et.1.R.2.c. 4. Et 4.H.4.c.7.& 8. Et. 8.H.6.c.9. Et.3.H.7 c.1. et.11.eiuſd.c.25. et.19. eiuſd.c.13.
Maintenours.3.E.1.c.32. Et.4.E.3.c.11. et 20.eiuſd.c.4. &.5. Et.7.R.2.c.15.
Mayres. 23.E.3.c.6. et.25.eiuſd.ſtat.3.c.1.et eodem anno.ſtat.4.c.21. Et.6.R.2.c.12. et.12.eiuſd.c.3.et.13. Et.17.eiuſd.c.4. Et.1. H.4.c.14. Et.6.H.6.c.3. Et.3.E.4 c.4.
Maire of London.28.E.3.c.10.Et.6.R.2.c.12. et.17.eiuſ.c.9.Et.33.H.6.c.5.Et.4.H.7.c.15
Maire del ſtaple.27.E.3.ſtat.2.c.1.4.8.9. 21. 23.&.24. et.36.eiuſd.c.7. Et.15.R.2.c.9. Et.8.H.6. c.15.&.29. et.10.eiuſd.c.1.et.27 eiuſd.c.2.
Maiſter of the mynt. 1.H.6.c.4. et. 2. eiuſd. c.12. &.13.
Maiſters of ſhyppes. 2.R.2.c.4. Et.3.H.6. c.19. Et.1.H.7.c.8.
Maieteut of wolles. 25.E.1.c.6.
Malt. 17.R.2.c.11.
Malueſeys. 7.H.7.c.7.
Manumiſſion. 5.R.2.c.6.
Marchauntes. 9.H.3. c.30. Et.11.E.1. Et. 13. eiuſd.ſtat.3. Et.27.E.3.ſtat.2. c.13.&.19. et.34.eiuſd. c.17.et.38. eiuſd.c.2. Et.5.R. 2.c.2. Et.14.eiuſd.c.6. et.15. eiuſd.c. 8. Et 1.H.

1.H.4.c.16.et.2.eiuſd.c.6.&.7.eiuſd.c.9.Et.2.
H.5.ſta.2.c.6.Et.9.eiuſd.ſtat.2.c.9.Et.2.H.6.c.
4.Et.11.eiuſ.c.15.et.28.eiuſ.c.5.Et.3.E.4.c.1.
et.12 eiuſd.c.3. et.22.eiuſd.c.2. Et.3.H.7.c.7.
Marchantes ſtraungers. 9.E.3.c.1 et.14.eiuſd
ſtat.2.c.2. et. 27.eiuſd.ſtat.2. c.2.3.14.17.18.
20.24.&.26. Et.28.eiuſd.c.11. et. 43.eiuſ.c.
1 Et.2.R.2.c.1.&.3. et.5.eiuſd.ſta.2.c.1.et.11.
eiuſ.c.7. et.14.eiuſ.c.1.&.9. et.16.eiuſd c. 1.
Et.2.H.4.c.5. et.11.eiuſ.c 7. Et.4.H.5.c.5.
Et.2.H.6.c.6. et.8.eiuſ.c.24.&.29. et.18.
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Returne. 12. E.2.c.5.
Returne of writtes. 13.E.1.c.38. Et.12. E.4.
ca 1. et.17.eiuſd.c.6.
Reuerter. 13.E.1.c.1.
Reuertion. 11. H.6.c.5.
Reuocation. 15.E.3.ſtat.2.Et.2.R.2.ſta.2.c.2.
et.7.eiuſd.c.11.Et.1.H.4.c.3.Et.39. H.6.c.1
Et.17. E.4.c.7.
Riddiſdale. 9.H.5. c.7.
Right. 20. E.1.
Rimer. 4.H.4.c.27.
Riniſhe wyne. 14. R. 2.c.8.
Riottes. 2.R.2 c.7.et.5.eiuſd.c.6. et 17. eiuſ.
c.8. Et.13. H.4.c.7.Et.2.H.5.c.8. Et.11.H.
7.c.3. &.7. et.19. eiuſd.c.13.
Riottours. 31. H.6.c.2.
Riottours fleing into woddis.2.H.5.c.9.Et.8.
H.6.c.14.
Robbers. 34.E 3.c. 1.
Robbery. 13.E.1.ſtat.2.c.3. Et.28.E. 3.c. 11.
Robberdeſmen. 7.R.2.c. 5.
Rocheſter bridge. 9. H.5.c. 12.
Routes. 2.R.2.c.7. Et.13.H.4.c.7. Et. 2. H.
5.c.8. Et.11.H.7.c.7.
Rumours. 5.R.2.c.6. et.17.eiuſd.c.8.

Sackes of woll.15.E.3.ſtat.3.c.1. et. 25.eiuſ.
ſtat. 4.c.9. et.34.eiuſd. c.5.
Salmon. 13.E.1.c.46.Et.31.E.3. ſtat.2.c.
3. Et.13 R.2.c.19. et.17.eiuſd.c.9. Et.22.E.
4. c.2.&.8. Et.11. H.7.c. 23.
Sapnt Martyns le graunde. 4.E.4.c.7.
Saufe conducte. 27.E.3 ſtatut.2. cap 2. Et.2.
H.5.c.6. et.4 eiuſd c.7. Et.14. H. 6. c. 8.
et.15.eiuſ.c.3 et.20.eiuſd.c.1.&.11. et. 29. ei
iuſd.c.2. Et.14.E 4.c.4.
Scauage. 19. H.7.c.4.
Scholers of Oxenforde. 9. H.5. c. 8.
Scholars.12.R.2.c.7.Et.1. H.6.c.3.et.2.eiuſ.
c.8. Et.11. H.7.c.2.
Scire facias. 11. H.6.c.10.
Scotall. 9. H.3.c. 7.
Scotlande. 27. E.3.ſtat.2.c.12. Et.7.R.2. c.
16. et.15.eiuſd.c.7. Et.8.H.6.c.21.
Scottis. 7. H.7. c. 6.
Scottiſh mony. 47. E.3.c.2. Et.14.R.2.c.12
Sea.18.E.3.c.3.Et.14.H.6.c.7.et.18.eiu.c.8.

Sea

Sea coles 9.H.5.c.10.
Seale. 13.Ed.1.ca.38. Et.2. Ed.3. ca.8. et.14. eiuſd.c.14. Et ſtat.3.c.1.et.27.eiuſd.c.4. Et 12.R.2.c.3.Et.1 H.4.c.19.et.4.eiuſd.c.6. Et 4.H.7.c.14.
Se alyng of clothes. 17.E.4.c.5.
Sentence of curſe.51.H.3.Et.25.E.1.
Serche. 14.E.3.c.14.
Serchour. 9.E.3.ſtat.2.c.10.Et.5.R.2.c.2. et 17.eiuſ c.5.Et.1.H.4.c 13.et.2. eiuſ.c.5.Et 4.H.4.c.20.&.21.et.13 eiuſ.c.5.Et.20.H.6. c.5.et.27. eiuſd.c.2.et. 28.eiuſd.c.5.et.31 eiuſd.c.5.
Sericanty. 28.E.1.Et.17. E.2.c.7.
Serieant at armes. 36.E.3.c.5. Et. 2. R.2.c.4.et.13.eiuſd.c.6.
Serieant at lawe. 12.R.2.c.10.
Seruant. 23.E.3.c.3.&.8. et.25.eiuſd.c. 2.& 8. Et.12. R.2.c.4.&.9.Et.11.H.4.c.4.
Seruant at huſbandry.12.R.2.c 5.&.6.Et.4. H.5.c.4.Et.6.H.6.c.3.et.23.eiuſd c.13.
Seruantes ſpoylyng theyr maiſters goodes.33. H.6.cap.1.
Seruice. 9. H.3.c.32.
Seruyce faythfully done to the pꝛince in tyme of warre. 11.H.7.c.1.
Seſſions. 25.E.3.c.8.et.36.eiuſ.c.12. Et.11.R. 2.c.11. Et.12. eiuſd.c.10, Et.2.H.5.ca.4. Et 14.H.6.c.3.&. 4.
Seuerne. 8.H.6.c.27.et.9.eiuſ.c.5. Et.19.H. 7.cap.18.
Sewers.6.H.6.c.5.et.8.eiuſ.c.3.et 18.eiuſ. c. 10. et.23.eiuſd.c.9.Et.12.E.4.c.6.
Shepe.3.H.6 c.2.
Shere man. 1.R.3.c. 8.
Shewyng of wolles.28.E.3 c.14.
Shire cierke. 11.H.7. c.15.
Shire court of Chicheſter.19. H.7.c.24.
Shippes. 28.E.3.c.13. et.38. eiuſd.c.8. Et.6. R.2.c.8. et.14.eiuſd.c.6. &.10. et.20. eiuſ. c.4. et 21.eiuſd.c.18.Et.14.H.6.c.7. et.18. eiuſd.c.8.et.20.eiuſd.c.1.et.31.eiuſd.c.4. Et 3. E.4.c.1. Et.1.H.7.c 8.
Shippes periſhed in the ſea.27.E.3.ſta.2.c.13.
Shippyng of wolles.3.E.4 c.1.Et.4.E.4.c.2 &.3. et.12.eiuſd.c.5.et.14. eiuſd c.3.
Shiriffe. 52.H.3.c.8.&.23. Et.3.E.1.c.1.10. 15. 17.19.26.&.32. &.6.eiuſd.c.8. et.13.eiuſ.c.5. 8.9.10.11.13.14.25.31.37.&.38.et eo.an.ſtat. 2.c.4.&.6. et.27.eiuſd.c.2.&.3. Et.9.E.2.et 2.eiuſd.c.5. Et.2.E 3.c.4.&.12.et.4.eiuſd.c. 9.&.10. et.5.eiuſd.c.4.et.14.eiuſd.c.7.et.23 eiuſd.c. 7. et.25.eiuſd.c. 7.&.8. et eod. anno ſtat. 4.c.14. et.28. eiuſd.c.7.&.9.et.31. eiuſ. c.15.et.34.eiuſ.c.4.10.&.22.et.37.eiuſ.c.18. et.42.eiuſ.c.9.&.11. Et.1.R.2.c.11.et.5. eiuſd. ſtat.2.ca.4. et.7.eiuſd.c.6. et.14. eiuſd.c.11. et.17. eiuſd. ca.8. Et.1. H. 4. c.11.&.14. Et 4.eiuſd c.5. et. 11. eiuſd. c.1. et. 13. eiuſd. c.7. Et.2. H.5. ca.4.7. &.9. et. 4. eiuſd.c.2.2. et. 9. eiuſd. c.5. et eodē anno ſtat.2.ca. 8. Et.1. H.6.c.2. et.4.eiuſd.c.1. et.6.eiuſd. ca.4. et 8. eiuſd.c.7. et.11.eiuſd.c.2. et.15. eiuſd.c.5. et. 18.eiuſd.c.14.et.23 eiuſd.c.5.7.8.10.11. &.15. et.28. eiuſd.c.3. et. 29. eiuſd.ca. 2.et 31. eiuſd.c.2.&. 9. Et. 8.Ed 4.c.2. &.4. et.12. eiuſd.c.1. et.17.eiuſd.c.6. Et.11.H. 7. c.15. et.19 eiuſd.c. 13.
Shiriffes of London. 28.E.3. c.10.
Shotyng in longe boweg. 19. H.7.c.4.
Showmaker. 13.R.2.c.12. et. 21. eiuſd. c. 16. Et. 4.H.4.c.34.
Shꝛewſbury. an.1.Ed.4.
Sillable. 4.H. 6.c.3.
Silke. 33.H.6.c.5. Et.3.E.4.c.3. et.22. eiuſd. c.3. Et.1.R.3.ca.10. Et.1.H.7.ca.9.et. 19.eiuſd.cap. 21.
Silke women. 33.H.6.c.5. Et.3.E. 4.c.3.
Silver. 38. E.3.c.2.Et.5.R.2.c.2. Et.2.H.4. c.5. et.4.eiuſd.c.16. Et.2.H.6 c.13.
Socage. 9.H.3.c.27.Et.19.H.7. c.15.
Souldeoures. 18.E.3.c.7. Et.15.R.2.c.2.Et.18 H.6.c.18.&.19. Et.7.H.7.c.1.&.2.
Southwales. 9.H.4.c.3.
Southhampton pꝛot. 11.H.7 c.5.
Southwarke. 11.H.6.c.1.
Spicery. 16.R.2.c.1.
Spirituall iudges. 18.E.3.ſtat.2.c. 6.
Spirituall men. 1.R.2.c.13.et.15. eiuſd.c.5.
Stalkyng. 19.H.7.c.11.
Stakes. 21.R.2.c.19. Et.1.H.4.c.12.
Stankes. 45.E.3.c.2.Et.21.R.2.c.19. Et.1.H. 5.cap.2.
Staple.2.E.3.c.9. et.27.eiuſ.ſtat.2. et.38.eiuſ. c.7.et 43 eiuſd.c.1. Et.12.R.2.c.16.et.14. eiuſd.c.1.&. 3. et.15. eiuſd.c.9. et. 21. eiuſd. c.17. Et.2 H.5.ſtat.2.cap.6. Et.2.H.6.c 4. &.5. et.6.eiuſd.c.6. et.8. eiuſd.c. 17.18.& 19. et.10.eiuſd.c.7. et.11.eiuſd.c 13.et.14.e iuſd.c.2.&.6. et.18.eiuſd.c 3.et.20. eiuſd.c. 12.et.27.eiuſd.c 2. et.31.eiuſd.c.8. Et.3.E. 4.c.1. et.4.eiuſd.c.2.&.3. et.12.eiuſd. c.5. et.14.eiuſd c.3. Et.1.H.7.c.3.
Statute of Rutlande. 10.E.1.
Statute of Wynchester, anno. 13. Ed.1. Et.7. R.2.ca.6.
Statute of marchantes. 13. E.1.
Statute marchant. 27.E. 3. ſtat.2. c. 9. Et.5. H.4.c.12.
Statute of labourers.31.E.3.c.7.
Steryng. 2.H.6.c. 14.
Stewarde. 18.E.3.c.7. et.25. eiuſd.c.6.Et.12 R.2.c.3.Et.4. H.4.c. 19.
Stewarde of the kynges houſe.27.E.3. ſtat.2. c.8.Et.15.H.6.c.1.
Stewes. 11.H.6.c.1.
Stiliarde. 4. E.4.c.5.Et.19. H.7.c.23.
Stipendiary pꝛieſtes.23.E.3.c.8.
Stockefyſhe. 31.E.3.ſtat.2. c.3.

Stockes.

Stockes. 25. E. 3. c. 2. Et. 12. R. 2. c. 3. Et. 7. H. 4.
Stone of woll. 11. H. 7. c. 14. (c. 17.
Straungers made denyzens. 1. H. 7. c. 2. & 11. eiuſd. c. 14.
Stretes. 1. R. 3. c. 8.
Subſidy. 14. E. 3. c. 20. & 21. et. 15. eiuſd. ſtat. 3. c. 1. et. 27. eiuſd. c. 4. Et. 5. R. 2. ſta. 2. c. 3. Et. 3. H. 6. c. 3. Et. 12. E. 4. c. 3. Et. 11. H. 7. c.
Sub pena. 15. H. 6. c. 4. (10.
Suggeſtion. 27. E. 3. c. 2. et 37. eiuſd. c. 17. Et 17. R. 2. c. 6. Et. 1. H. 4. c. 8.
Suite. 52. H. 3. c. 9. Et. 9. E. 3. ſtat. 2. c. 5. Et. 2. H. 4. c. 22. et. 5. eiuſd. c. 8.
Superſedeas. 7. R. 2. c. 17.
Surettes. 9. H. 3. c. 8. Et. 17. R. 2. c. 17. Et. 11. H. 6. c. 10. Et. 4. E. 4.
Sulkyns. 3. H. 5.
Sulpition of felony. 1. R. 3. c. 3.
Swannes. 22. E. 4. c. 6. Et. 11. H. 7. c. 17.
Swannimotte. 9. H. 3. c. 8.
Swerdes. 12. R. 2. c. 6.
Sylua ſecua. 45. E. 3. c. 3.

TAkers. 9. H. 3. c. 21. Et. 3. E. 1. c. 31. Et. 4. E. 3. c. 3. et. 15. eiuſd. ſtat. 3. c. 6. et. 25. eiuſtat. 3. c. 1. et eod. anno ſtat. 4. c. 6. 15. & 21. et. 27. eiuſd. ſtat. 2. c. 4. et. 36. eiuſd. c. 3. & 4. Et. 20. R. 2. c. 5. Et. 28. H. 6. c. 2.
Takyng. 3. E. 1. c. 1.
Tales. 3. E. 1. c. 33.
Tanners. 13. R. 2. c. 12. & 21. eiuſd. c. 16. Et. 2. H. 6. c. 7. Et. 1. H. 7. c. 5. et. 19. eiuſd. c. 19.
Tazers. 1. E. 3. c. 6. et. 14. eiuſd. c. 20.
Taſkes. 25. E. 1. cap. 5. & 6.
Tapies. 3. E. 1. c. 19. et. 27. eiuſd. c. 2. Et. 28. E. 3. c. 12. Et. 1. R. 2. c. 5.
Taplours. 4. H. 7. c. 8.
Templars. 13. E. 1 c. 42.
Temporalties of byſhops. 1. E. 3. c. 2.
Tenauntes. 13. R. 2. c. 17.
Tenauntes of the kynge goinge in his warres. 14. E. 4. c. 1.
Tenys play. 12. R. 2. c. 6.
Termour. 6. E. 1. c. 11.
Tewkeſbury. 8. H. 6. c. 27.
Teyntour. 1. R. 3. c. 8.
Thatchers. 25. E. 3. c. 3.
Thames. 2. H. 6. c. 15. Et. 4. H. 7. c. 15.
Theues. 17. R. 2. c. 10. Et. 5. H. 4. c. 2.
Thzeſhers. 25. E. 3. c. 2.
Thummes. 8. H. 6. c. 23. et. 23. eiuſd. c. 3.
Tillage. 4. H. 7. c. 19.
Tithes. 13. E. 1. c. 5. Et. 1. R 2. c. 14.
Tolle. 9. H. 3. c. 14. Et. 3. E. 1. c. 30.
Touche. 2. H. 6. c. 14. Et. 17. E. 4. c. 1.
Townes walled. 13. E. 1. ſtat. 2. c. 4.
Townes appoynted for the cuſtody of weyghtes and meaſures. 11. H. 7. c. 4.
Tranayled man. 12. R. 2. c. 8.
Trauers of offices. 34. E. 3. c. 14. Et. 18. H. 6. cap. 6. 36 E 3 a 15 /
Treaſon. 25. E. 3. ſtat. 4. c. 2. Et. 21. R. 2. c. 3. 4. 6. 7. 8. & 20. Et. 1. H. 4. c. 10. Et. 3 H. 5. c. 6. et 4. eiuſd. c. 7. Et. 8. H. 6. c. 6. et. 14. eiuſd. c. 8. et. 20. eiuſd. c. 3. Et. 4. H. 7. c. 18.
Treaſourer of Englande. 20. E. 3. c. 6. Et. 31. H. 6. c. 5. Et. 4. E. 4. c. 1. et. 17. eiuſd. cap. 5. Et. 1. R. 3. c. 8.
Treaſozer del Eſcheker. 27. E. 3. ſtat. 2. c. 18.
Treſpaſſers in parkes. 21. E. 1.
Treſpas. 9. H. 3. c. 15. Et. 6. E. 1. c. 8. et. 13. eiuſ. c. 29. Et. 2. E. 3. c. 13. et. 4. eiuſd. c. 7. et. 25. eiuſd. ſtat. 4. c. 2. et. 28. eiuſd c. 8.
Trinkes. 2. H. 6. c. 15.
Treuce. 2. H. 5. c. 6. et. 4. eiuſd. c. 7. Et. 14. H. 6. c. 8. et. 29. eiuſ. c. 2. Et. 14. E. 4. c. 4.
Tunnes of wyne. 31. E. 3. c. 5. Et. 2. H. 6. c. 11.
Turne. 9. H. 3. c. 35 et. 52. eiuſd. c. 10.
Turne of ſhirriffes. 31. E. 3. c. 15. Et. 9. H 6. ca. 7. et. 11. eiuſd. c. 7. Et. 1. E. 4. c. 2. Et. 11. H. 7. c. 26. et. 19. eiuſd. c. 16.
Tyle. 17. E. 4. c. 4.
Tylours. 25. E. 3. c. 3.
Tymber. 25. E. 3. ſtat. 4. c. 6.
Tynne. 14. R. 2. c. 7. et. 15. eiuſd. c. 8. Et. 2. H. 5. ſtat. 2. c. 6. et. 8. eiuſd. c. 2.
Tyndale. 2. H. 5. c. 5. et. 9. eiu. c. 7. Et. 11. H. 7. c. 9

VAcations. 14. E. 3 ſtat. 3. c. 5.
Vagabundes. 23. E. 3. c. 7. Et. 7. R. 2. c. 5. et. 12. eiuſd. ca. 9. Et. 12. H. 7. ca. 2. et 19. eiuſd. c. 12.
Venyſon. 9. H. 3. c. 10.
Venice. 12. E. 4. c. 2.
Venice golde. 4. H. 7. c. 22.
Verdict. 8. R. 2. c. 4. Et. 2. H. 4. c. 7. Et. 11. H. 7. c. 21. et. 19. eiuſd. c. 3.
Veſſelles. 4. R. 2. c. 1.
Vicar. 15. R. 2. c. 6.
Vicarage. 4. H. 4. c. 12.
Vicountes. 6. R. 2. c. 3.
Vidimus. 15. H. 6. c. 3.
Vierge. 27. E. 3 ſtat. 2. c. 4.
Vierger. 13. E. 1 c. 41. & 42.
View of francipledge. 9 H. 3. c. 35. Et. 18. E. 2.
View of lande. 13. E. 1. c. 47.
Villenage. 25. E. 3. ſtat. 4. c. 18. et. 37. eiuſ. c. 17.
Villeynes. 25. E. 3. ſtat. 4. c. 18. Et. 1. R. 2. c. 6. et. 9. eiuſd. c. 2.
Vintage. 27. E. 3. c. 7.
Vinteners. 7. R. 2. c. 11.
Viſours. 1. H. 7. c. 7.
Vitaples. 12. E. 2. c. 6. Et. 23. E. 3. c. 6. et. 25. eiu. ſtat. 3. c. 2. et. 27. eiuſd. c. 3. et. 42. eiuſd. c. 7. Et. 7. R. 2. c. 16. et. 11. eiuſd. c. 7. Et. 4. H. 4. c. 30. Et. 14. H. 6. c. 5.
Vitaplers. 23. E. 3. c. 6. et. 25. eiuſd. c. 6. et. 31. eiuſ. c. 10. Et. 6. R. 2. c. 9. 10. 11. & 12. et. 7. eiuſ. c. 11. et. 17. eiuſ. c. 8. Et. 4. H. 4. c. 25. Et 28. H. 6. c. 2. Et. 12. E. 4. c. 8. et. 17. eiuſ. c. 1.
Vndereſcheroures. 5. E. 3. c. 4.
Vnderſhirriffe. 1. H. 5. c. 4.

Vnderwoddes.13.E.1.ſtat.2.c.5.
Vnlaufull games.11.H.4.c.4.Et.17.E.4.c.3. Et.11.H.7.c.2.
Voucher.52.H.3.c.26. Et.3.E.1.c.39. et.6.eiuſd.c.12. et.13.eiuſd.c.6.et.20.eiuſd.Et.14.E.3 c.18.Et.13.R.2.c.17.
Voydances.14.E.3.ſtat.3.c.4.
Vpholſters.11.H.7.c.19.
Vſury.20.H.3.c.5.Et.3.H.7.ca.5.&.6. &.11. eiuſd.c.8.
Vſurers.15.E.3.c.5.

W.

VVaſt.9.H.3.c.4. Et.6.E.1.c.5.&.13.Et 13.eiuſ.c.14.et.20.eiuſ. Et.14.E.3.c.13. et.14.eiuſ.ſtat.3.c.4.Et.11.H.6.c.5.
Waſtwoodes.13.Ed.1.c.45.
Wages of labourers.25.E.3.c.1.Et.23.H.6.c. 13. Et.11.H.7.c.22. et.12.eiuſd.c.3.
Wales.27.E.3.ſtat.2.c.18. Et.2. H.4. c.18. et.4.eiuſd.c.13.26.27.30.32.33. &.34. et 9.eiuſd.c 4. Et.1.H.5.c.6. Et.2.H. 5.ſtat.2. c.5.Et.4.H.6.c.3. et.20.eiuſd.c.7.et.23.eiuſd.c.5. et.27.eiuſd.c. 4.
Waſchemen. 2.H.4.c.12.16.17.19.&.20. et 4.eiuſd.c.26.31.32.&.34. Et.20. H.6.c.3. et.25.eiuſd.et.27.eiuſd.c.4.
Wapentaues. 3.E.3. c.12. et. 4.eiuſd.c.15. et 14.eiuſd.c.9.
Warde.9.H.3.c.3. et.20.eiuſd.c.6. Et. 3. E.1. c.22. et.13.eiuſd.c.34. Et.17.E.2.c.1. Et.1. E.4. Et.4. H.7.c.17.
Wardſhip. 3.E.1.c.47.et.6.eiu.c.5.et.28.eiuſ.
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FINIS

TABVLAE.

The great charter made in the ix. yere of kyng Henry the thyrde, and confirmed by kyng Edvvard the fyrst, in the xxviii yere of his reygne.

EDVVARD BY THE GRACE OF GOD KYNG OF ENGLAND, LORD OF IRELAND and duke Guyan. To all archebyſſhoppes, byſſhops abbottes, pryors, earles, barons, Juſtycers, ſhyrffes, prouoſtis, officers and to all baylyffes, and other his faythfull ſubiectes greetynge. we haue ſene the great charter of the lorde Henry ſometyme kynge of Englande our father, of the lyberties of Englande in theſe wordes.

¶ HENRY by the grace of god kynge of Englande, lorde of Irelande, duke of Normandy, and Guyan, and earle of Angeoy. To all archebyſſhoppes, byſſhops, abbottes, pryours, earles, barons, ſhyrffes, prouoſtes, officers, and to all baylyffes, and our faythfull ſubiectes, whiche ſhall ſee this preſent charter, greetynge. k nowe ye that we vnto the honour of almyghty god and for the ſaluation of the ſoules of our progenitours and ſucceſſours kynges of Englande, to the aduaunceement of holy churche, and amendement of our realme, of our mere and free wyll haue gyuen and graunted to all archebyſſhops, byſſhops, abbottes, pryours, erles, barons, and to all free men of this our realme theſe lyberties vnder wrytten, to be holden and kept in this our realme of England for euermore.

Capi. i. Ecclesie.

FYRST we haue graunted to god and by this our preſent charter haue confyrmed for vs and our heyres, for euermore that the churche of Englande ſhalbe free, and ſhall haue all her holerightes and lyberties inuiolable. we haue graunted alſo and gyuen to all the fremen of our realme for vs and our heyres, for euermore theſe lyberties vnder wrytten, to haue and to hold to them and to theyr heyres, of vs and our heyres for euermore.

Capi. ii. Reliefe.

¶ If any of our erles, or barons, or any other our tenauntes, whiche holde of vs in chyefe by knyghtes ſeruyce dye, and at the tyme of his deathe his heyre be of full age, and oweth to vs relyefe, he ſhall haue his inheritaunce by the olde relyefe, that is to ſay, the heyre or heyres of an erle for an hole erledome one hundreth pounder, the heire or heyres of a baron for an hole baronye one hundred markes. The heyre or heires of a knyght for one hole knyghtes fee, one hundreth ſhillynges at the moſt. And he that hath leſſe, ſhal giue leſſe, accordyng to the olde cuſtome of the fees.

Capi. iii. Warde.

¶ But if the heyre of any ſuche be within age, his lorde ſhall not haue the warde of him nor of his land, before that he haue taken of him homage. And after that ſuche an heyre hath ben in warde (when he is come to full age) that is to ſaye, to thage of xxi. yeres, he ſhal haue his inheritaũce without relyefe and without fyne, ſo that if ſuch an heyre beyng within age be made knight, yet neuertheles his lande ſhall remayne in the keppynge of his lorde vnto the

terme afozelayde.

Capi. iiii. Wardeyne. ¶ The kepar of the land, of such an heyre beynge within age, shall not take of the landes of the heyre, but reasonable issues, reasonable customes, and reasonable seruyces, and that without dystruction, and wast of his men and his goodes. And if we commit the custody of any such land to the shiriffe, or to any other, which is answerable vnto vs for the issues of the same land, and he make destruction or waste of those thinges that he hath in custodye, we shall take of him amendes and recompense therfore, and the lande shalbe committed to two lawful and discrete men of that fee, whiche shall answere vnto vs for the issues of the same land, or vnto him whom we shal assygne. And yf we giue or sel to any man the custody of any such land, and he therin do make distruction or waste, he shal lose the same custody. And it shalbe assigned to two lawful and discrete men of that fee, as it is afozesayd, whiche also in lyke maner shalbe aunswerable to vs, as afore is sayd.

Waste.

Custody.

Capi. v. West. 1. Cap. 21. Wardeyne. ¶ The keper so long as he hath the custody of the land of such an heyre shal kepe vp the houses, parkes warrens, pondes, mylles, and other thinges pertenyng to the same land with the yssues of the sayd land, and he shal delyuer to the heyre when he cõmeth to his ful age, al his land stozed with ploughes and all other thynges, at the least as he receyued it. All these thynges shall be obserued in the custodies of archbishoprikes, bishoprikes, abbeys, priorikes, churches and dignities vacant, which appertayne to vs: Except this that suche kepynges shal not be sold.

Cap. vi. Disparagement. ¶ Heires shalbe maryed without disparagement.

Cap. vii. Widowe. ¶ A wydowe after the death of her husband, incontinent and without any difficultie, shal haue her maryage and inheritaunce, and shal gyue nothing for her dower, her mariage, or her inheritance, whiche her husbande and she held the day of the death of her sayd husband. And she shal tary in the chiefe mansion of her husband, the space of fortye dayes after the deathe of her husband, within whiche dayes her dower shall be assigned her (yf it were not assigned her before) or that the house be a castel. And yf she departe from there castell, then a competent house shalbe forthwith prouyded for her, in the whiche she may honestly dwell, vntyl her dower be to her assygned, as it is afore said. And she shal haue in the meane tyme hir reasonable shoures of the comen.

Quarentyne.

Dower. And for her dower shalbe assygned the thyrd parte, except she were endowed of lesse at the church dore. No wydowe shalbe distrained to marry her selfe, neuertheles she shal synde suretye that she shal not marye without our assent (yf she holde of vs) not without the assente of the lorde, yf she holde of any other.

Cap. viii Det. ¶ We nor oure baylyffes shall not seaze any lande or rente for any dette, as longe as the presente goodes and catalles of the dettour, do suffyce to pay the dette, and the dettoure hym selfe be redy to satisfye therfore. Neither shal the pledges of the dettour be distrayned, as longe as the principall dettour is sufficient for the payment of the dette. And yf the principall dettour fayle in payment of the det, hauyng nought wherwith to pay, or will not paye where he is able ynough then the pledges shal answere for the dette.

Dettour.

Sureties.

And

And yf they wyll, they shal haue the landes and rentes of the dettour, vntyl they be satisfyed of that which they before payd for him, excepte that the dettour can shewe him selfe to be acquieted against his layd suertyes.

Cap. ix. London. Liberties.

¶ The citie of London shal haue al the old libertes and customes, whiche it hath ben vsed to haue. Moreouer we wyl and graunt, that al other cities, boroughes, townes, and the barons of the fyue portes, and al other portes, haue al theyr liberties and fre customes.

Capi. x. Knightes fee

¶ No man shalbe distrained to do more seruyce for a knightes fee, nor for a nye frehold, then therof is due.

Capi. xi. Common pleas.

¶ Common plees shall not folowe our courte, but shall be holden in some place certayne.

Cap. xii. Assyses of nouel disseisin and mort daunceſtor.

¶ Assyses of newe dysseisin, and of mortdaunceſtour shal not be taken but in theyr shires, and after this maner. Yf we be out of this realme our chiefe iusticers shal sende out our iusticers thorough euery county ones in the yere, which with the knightes of the shyres shal take the sayd assises in those countyes, and those thinges that at the comyng of our foresayde iusticers beynge sent to take those assyses in the countyes, can not be determined, shalbe ended by them in some other place in theyr eyreuyte. And those thinges whiche for difficultie of some articles can not be determyned by them, shall be referred to our Iusticers of the bench, and there shalbe ended.

Cap. xiii. Assyses of darrayn presentment.

¶ Assyses of darreyne presentment shalbe taken alway before our Iusticers of the benche, and there shalbe determined.

Cap. xiiii. West. 1. Cap. 6. Amerciamentes.

¶ A free man shal not be amerced for a smal faute, but after the quantitie of the faut. And for a great faut after the maner therof, sauyng to him his contenement or frehold. And a marchaunt lykewyse shalbe amerced, sauing to him his marchādise. And any others villaine then ours shalbe like wise amerced, sauing his wainage, if he fal into our mercy. And none of the said amercimentes shalbe assessed, but by the othe of good and honeste men of the vicinage. Erles and barons shal not be amerced but by their peres, and after the quantitie of their trespas. No man of the church shalbe amerced after the rate of his spirituall benefice, but after his lay tenemēt, & after the quātitie of his trespas.

Cap. xv. Weyres. Bankes.

¶ No towne nor free man shalbe dystrayned to make brydges nor bankes, but suche as of old tyme and of ryght haue bene accustomed to make them in the tyme of kyng Henry our graundfather.

Ca. xvi. Bankes.

¶ No bankes shalbe defended from henceforth, but suche as were in defence in the tyme of kyng Henry our graundfather, by the same places and the same bounds, as they were wonte to be in his tyme.

Cap. xvii Pleas of the crowne.

¶ No shyryfe, constable, eschetour, coronet, nor any other our batliffes shal holde pleas of our crowne.

Ca. xviii Lay fee.

¶ Yf any man that holdeth of vs laye fee, do dye, and our shyryfe or bayliffe do shewe our letters patentes of our somons for dette whiche the dead man dyd owe vnto vs: it shall be lefull to our shyryfe or bailyffe to attache and arrest al the goodes and catals of the dead man, beyng found in the said fee to the value of the same det, by the sighte and recorde of lawfull men. So that nothing therof shalbe taken away, vntyl we be clerely payd of the dette.

And the residue shal remaine to the executours to perfourme the wyl of hym that is dead. And if it be found that he owe nothinge vnto vs. all the goodes and catals shal go to the vse of the dead man, sauing to his wyfe and children theyr reasonable partes.

Cap. xix Constable. Castell.

¶ No constable or his bailiffe shall take corne or other catall of any man for to victayl his castell, if the man be not of the towne where the castell is but he shal forwith pay for the same, onles it maye appere that the wyl of the sellar was to respite the patment. And if he be of the same towne, the price of that corne and catal shalbe payd vnto him within forty dayes.

Cap. xx. Castelward.

¶ No constable shal distraine any knight for to giue money for keppnge of his castel, yf he him selfe wyl do it in his proper person, or cause it to be done by an other sufficient man, yf he may not do it him selfe for a resonable cause. And if we do commaund or send him to our warres, he shalbe free from castelwarde for the time that he hath ben with vs in fee in our host, for the which he hath done to vs knightes seruice in our warres.

Cap. xxi Takers of horse and cartes.

¶ No shiriffe or bailiffe of oures, or any other shal take the horses or cartes of any man to make cariage, except he pay the old price limitted, that is to say for cariage with two horse, x.d. a day, for .iii. horse. xiiii.d. a day. No demeane cart of any spirituall person or knight, or any other lord shalbe taken by our bailiffes, nor we, nor oure baylyffes, nor anye other shall take any mannes wood for our castels or other our necessaries to be done, but by the licence of him, whose the wood is.

Ca. xxii. Landes of felons.

¶ We shal not hold the lãdes of them that be conuict of Felony but one yere and one day and then those landes shalbe deliuered to the lordes of the fee.

Ca. xxiii. Weares.

¶ All weres from henceforth shalbe vtterly put downe by Thamis and Med way, and throughout al England but only by the sea costes.

Cap. 24. Precipe in capite.

¶ The writ that is called (Precipe in capite) shalbe from henceforth graunted to no man vpon any fee hold wherby any freman may lese his courte.

Ca. xxv. Measure.

¶ One measure of wyne shalbe thorowe oure realme, and one measure of corne, that is to say according to the quarter of London, and one bredthe of dyed cloth, russetes, and haberiectes, that is to say two yardes within the lystes. And as it is of weightes, so shal it be of measures.

Capi xxvi. Inquisition.

¶ Nothynge from henceforth shall be gyuen for a writte of inquisition, nor taken of him that prayeth inquisition of lyfe or of membre, but it shall be graunted frely.

Cap. 27. Socage. Burgage. Petyserieaunty.

¶ If any do holde of vs by fee ferme or by socage, or burgage, and he holdeth of landes of an other by knyghtes seruyce, we shal not haue the custody of his heyre nor of his land which is holden of the fee of an other man, by reason of that fee ferme, socage or burgage. Neyther we shal haue the custody of such fee ferme, or socage, or burgage, excepte knightes seruyce be due vnto vs out of the same fee ferme. Nor we shal not haue the custody of the heyre or of any land, by occasion of any petyserieaunty that any man holdeth of vs by seruice to paye a knyfe, an arrowe, or other lyke, in case the land be holden of an other lord by knightes seruyce.

Cap. 28. Baylyffe.

¶ No baylyffe from henceforthe shall put any man to his open lawe nor to

an othe

an othe vpon his owne bare saying, without saythfull wytnesses brought in for the same. Open lawe.

¶ No free man shalbe taken or imprisoned or be disseised of his freholde or lyberteyes, or free customes, or be outlawed, or exyled, or any other wise distroied, nor we shal not passe vpon him, nor condempne him, but by lawful iudgemẽt of his peers, or by the lawe of the land, we shal sel to no man, we shal deny nor deferre to no man, either Iustyce or ryght. Ca. xxix Free man.

¶ All marchantes (if they were not openly prohibit before) shall haue theyr saufe and sure conduite, to entre and departe, to go, and tary in the realme as wel by land as by water, to bye and sell without any manes of euyl tolles by the old and ryghtful customes, excepte in tyme of warre. And if they be of the land making warre against vs, & be found in our realme at the beginnyng of the warres they shalbe attached without harme of body or goodes until it be knowen vnto vs or our iusticers, how our marchantes be intreted therin the land making warre against vs. And if our marchantes be wel intreted there theyrs shalbe likewyse with vs. Cap. xxx Marchantes straungers.

¶ If any man hold of any eschete as of the honor of walingford, Notigham Boloin, or of any other eschetes which be in our hãdes, & are baronnies, & dye his heires shal giue none other relieke, nor do none other seruice to vs, then he should to the baron, if it were in the barons hande. And we in ỹ same wise shal hold it as the baron held it, neither shal we haue by occasion of any such baronny or escheate, any escheate or keping of any of our men, onles they do hold of vs other where in chiefe, or elles he that helde the barony, or escheate, other where helde of vs in chiefe. Ca. xxxi. Escete.

¶ No freman from henceforth shal giue nor sel any more of his lande, but so that of the residue of the landes the lord of the fee may haue the seruyces due to him which belongeth to the fee. Ca. xxxii Seruyce.

¶ All patrons of abbeys which haue the kinges charters of England of aduouson, or haue old tenure or possession in the same, shall haue the custody of them when they fal voyd, as it hath ben accustomed & as it is afore declared. Cap. 33. Patrons of abbeyes.

¶ No man shalbe taken or imprisoned vpon the appeale of a woman, for the death of any other, then of her husband. Cap. 34. Appeale.

¶ No county from henceforth shall be holden, but from moneth to moneth, and where greater tyme hath ben vsed, it shall be kepte so styll, nor no shiriffe nor his bailiffe shal kepe his tourne in the hundred but twise in a yere. And no wher but in due place and accustomed, that is to say, ones after Easter and agayne after Myghelmas. And the viewe of frankepledge shalbe likewise at the feast of Myghelmas without occasion. So that euery man may haue his liberties, which he had or vsed to haue in the tyme of kyng Henry our graundfather, or which he hath purchased syns. The viewe of frankpledge shalbe so done that our peace maye be kepte. And that the trythyng be holly kepte as it hath ben accustomed. And that the shiriffe seke no occasions, and that he be content with so moch as the shiriffe was wont to haue for his viewe making in the tyme of kyng Henry our graundfather. Ca. xxxv Counte. Tourne. Viewe of frankpledge.

¶ It shall not be lefulle frome henceforthe to anye man to gyue his landes Cap. 16.

to any religious house, and to take the same land agayne to hold of the same house. Nor it shall not be lefull to any house of religion to take the landes of any man, & to leasse the same to him of whom he receiued it. Yf any man from henseforth gyue his landes to any religious house, and therupon be conuycted the gyft shalbe vtterly voyd, and the land shal retourne to the lord of the fee.

Capitu. xxxvii. Escuage.

¶ Escuage from henseforth shalbe taken, lyke as it was wonte to be in the tyme of kynge Henry our graundfather. Releuynge to all archebyshoppes, byshops, abbottes, priours, templers, hospytelers, erles, barons, and all persons, as wel spirituall as temporall, all theyr lybertyes and free customes, wherin they haue had in tyme passed. And all these customes and lybertyes aforesayde, whiche we haue graunted to be holden within this our realme as muche as appertayneth to vs and our heyres, we shall obserue. And all men of this oure realme as wel spirytuall as temporall (as muche as in them is) shall obserue the same agaynste all persons in lyke wyse. And for this oure gyfte and graunte of these lybertyes and of other conteyned in our chartre of lybertyes of our forest, the archbyshops, byshops, abbottes, priours, erles, barons, knyghtes, freholders, and other oure subiectes, haue gyuen vnto vs the xv. parte of all theyr mouables: And we haue graunted vnto them on the other parte, that neyther we nor oure heyres shall procure or do any thyng, whereby the lybertyes in this chartre conteined shalbe infringed or broken. And yf any thyng be procured by any person contrary to the premysses, it shal be had of no force nor effecte. These beynge wytnesses, Boniface archbyshop of Canterbury, and byshop of London, and other. Gyuen at westmynster the x. day of Febuary, the nynth yere of our reyne.

¶ We ratyfieng and approuynge these gyftes and graunts aforesayde confyrme and make stronge all the same for vs and our heyres perpetually. And by the tenor of these presentes do renewe the same, wyllynge and grauntynge for vs and our heyres, that this chartre in all and synguler his articles for euermore shalbe stedfastly, fyrmly, and inuiolably obserued. And yf any article in the same chartre conteined, yet hytherto peraduenture haue not ben obserued nor kept, we wyl and by our auctorite royal cōmaund from henseforth fyrmely they be obserued. These reuerend fathers beyng wytnesses. R. Archbyshop of Canterbury primate of Englande. I. byshop of Durelme, and other. Gyuen at westmynster with our owne hand the .xxviii. daye of the moneth of March, the .xxbiii. yere of our reyne.

¶ The chartre of the Forestes.

EDVVARDE by the grace of god, kynge of Englande, lorde of Irelande, and duke of Guyen, to all archbyshops, byshops, abbottes, pryours, erles, barons, iusticers, shyrifes, prouostes, ministers, and to al our baylifes, and faythful subiectes, greting. We haue sene the chartre of the lord Henry our father sumtime kyng of England, conteinyng the forest in these wordes.

¶ Henry by the grace of god, kyng of England, lorde of Irelande, Duke of Normandy, and of Guyen. &c. as in the beginning of the great chartre.

Fyrst

Cap.i. Foreſtes.

FIRST we wyll that all foreſtes whiche kynge Henry our graundfather afforeſted and made, ſhalbe viewed by good & lawful men. And if he haue made foreſt of any other wood more then of his owne demeane wherby the owner of the wood hath hurte, we wyll that forthwith it be diſafforeſted. And yf he haue made foreſt of no mannes wood but of his owne, then we wyll that it remayne foreſt ſtyll. Sauing the comon of herbage and of other thynges in the ſame foreſt to them whiche before were accuſtomed to haue the ſame.

Cap.ii. Juſtices of foreſtes.

¶ Men that dwell out of the foreſt from henceforth ſhall not come before the Juſticers of our foreſt by no comon ſomons, unles they be impleded there, or be ſureties for ſome other that were attached for the foreſt.

Cap.iii. woodes.

¶ All woodes which haue ben made foreſt by kyng Richard our vncle, or by kyng John our father vnto our fyrſt coronation, ſhalbe forthwith diſafforeſted, unles it be our demeane wood.

Capi.iiii. woodes.

¶ All archbiſhops, biſhops, abbots, priors, earles, barons, knyghtes, and other our freholders, whiche haue their woodes in foreſtes, ſhall haue their woodes as they had them at the tyme of the firſt coronation of kynge Henry our graundfather, ſo that they ſhalbe quyte for euer more of al purpreſtures, waſtes, and aſſartes made in thoſe woodes after that tyme vntyll the begynnyng of the.xx.yere of our coronation and thoſe that from henceforth do make purpreſture without our ſpecyal lycence, or waſte, or aſſartе in the ſame, ſhall anſwer vnto vs for the ſame waſtes, purpreſtures and aſſartes.

Capi.v. Raungers.

¶ Our rangers ſhall go through the foreſt to make raunge, as it hath bene accuſtomed at the tyme of the fyrſt coronation of kyng Henry our graundfather, and none otherwyſe.

Cap vi. Lawyng of dogges.

¶ The inquiry or viewe for lawing of dogges within our foreſt ſhalbe made from henceforth, when the raunge is made, that is to ſay euery thre yere, and then it ſhalbe done by the viewe and teſtimony of honeſt men and not otherwyſe. And he whoſe dog is not lawed and ſo found ſhalbe amerced, and ſhal pay for the ſame thre ſhyllynges. And from henceforth no ore ſhalbe taken for lawyng of dogges. And ſuch lawyng ſhalbe done by the aſſiſe comonly vſed, that is to ſay that thre clawes of the forefote ſhalbe cut of by the skynne. But from henceforth ſuch lawyng of dogges ſhal not be done, but in places where it hath ben accuſtomed from the tyme of the fyrſt coronation of the forſayde kyng Henry our graundfather.

Cap.vii. Scotal.

¶ No forſter or bedyl from henceforth ſhal make ſcotal, or gather garbe of otes, or any corne, lambe, or pyg, nor ſhal make no gathering, but by the ſight, and vpon the othe of the.xii. raungers, when they ſhall make their raunge. So many foreſtars ſhalbe aſſigned to the kepyng of the foreſtes, as reaſonably ſhal ſeme ſufficient for the kepyng of the ſame.

Foreſtes.

Cap. viii Swanimote

¶ No ſwanimote from henceforth ſhall be kepte within this our realme, but thryſe in the yere, fyrſte the fyftenthe daye afore Myghelmas, when that oure geſte takers and walkers of our woodes come togyther to take agyſtement in our demeane woodes, and about the feaſt of ſaynt Martyn in winter when that our geſt takers ſhal receiue our pawnage. And to theſe two ſwanmotes ſhal come our foreſters, verders, geſt takers, and none other by diſtres.

The thyrde swaynmote shalbe kept in the begynnyng fyftene dayes before the feast of saynt John Baptyst, when that oure geste taken, or walkers do mete to hunt our deere. And at this swanmote shall mete oure fosters, bierders, and none other by dystres. Moreouer euery forty dayes throughe the yere our fosters and bierders shal mete to see the attachementes of the forest as wel for grenehue as for huntynge, by the presentment of our fosters. And afore them shalbe attached. And the sayd swanymotes shal not be kept but within the countres in which they haue vsed to be kept.

Cap. ix. Agestment, Pawage.

¶ Euery freman may take agestment in his owne woode within our forest at his pleasure, and shall take his pawage. Also we do graunte that euery freman may dryue his swyne freely and without impedyment throughe our demeane woodes, for to agest theym in theyr owne woodes, or els where they wyl. And yf theyr swine tary one nyght and dye within our forest there shalbe no occasion taken therof, wherby he may lese any of his owne.

Cap. x. Herison.

¶ No man from henceforth shal lose neither lyfe nor membre for kyllynge of our deere, but if any man be taken therwith, and conuict for takyng of our herison, he shal make a greuous fyne, if he haue any thinge whereof: And yf he haue nothig to lese, he shalbe imprysoned a yere and a day. And after the yere and day expyred (if he can fynd sufficient suerties) he shalbe deliuered. And if not, he shal abiure the realme.

Ca. xi. Deere.

¶ What so euer archebishop, byshop, erle, or baron coming to vs at our commaundment, and passing by our forest, it shall be lawfull for him to take and kyl one or two of our deere with our foster, if he be present, or els he shal cause one to blowe an horne for him, that he seme not to steale our deare. And lykewyse they shal do retournyng home from vs.

Capi. xii. Wyttes. &c.

¶ Euery freman from henceforth without daunger shall make in his owne woode, or in his laude, or in his water, whiche he hath within his forrest, mylles, spaynges, pooles, marles, dykes, or erable grounde, without inclosyng that erable ground, so that it be not to the annoyance of his neighbours.

Cap. xiii. Haukes. Herons. Hony.

¶ Euery freman shall haue within his owne woodes, ayres of haukes, sparowhaukes, fawcons, egles, and herons, and shall haue also the hony that is founde within his woodes.

Cap. xiiii Foster. Chiminage.

¶ No foster from henceforth, whiche is not foster in fee, payeng to vs ferme for his baylewyke, shall take any chyminage or tolle within his baylewyke: But a foster in fee payeng vs ferme for his baylewyke shall take chyminage that is to say, for carpage by carte, the halfe yere two pens, and for an other halfe yere two pens, for an horse that beareth lodes, euery halfe yere an halfpeny. And but of those onely that come as marchauntes throughe his baylewyke by lycence to bye bulshes, timbre, barke, cole and to sel it againe at their pleasure. But for none other carpage by carte, chiminage or tol shalbe taken. Nor chiminage shal not be taken, but in such places only wher it hath ben vsed to be. Those which beare vpō theyr backes bryshment, barke, or cole, to sel though it be their lyuynge, shal pay no chiminage to our fosters except they take it within our demeane woodes.

Tolle.

Cap. xv. ¶ All that be outlawed of trespas within our forest, syns the tyme of kynge

Henry

Henry our graundfather, vnto the fyrſte yere of our coronation, ſhall come to our peace without lette, and ſhall fynde to vs ſuretie, that from henſoꝛth they ſhall not treſpas vnto vs within our foꝛeſt. Treſpas.

¶ No conſtable, caſtellayne, oꝛ baylyffe, ſhall holde plea of foꝛeſt neyther foꝛ grene hughe noꝛ huntynge, but euery foreſter in fee ſhal make attachementes foꝛ plea of foꝛeſt, as well foꝛ grene hughe as huntynge, and ſhall preſent them to the viewers of the pꝛouinces. And when they be inrolled and incloſed vnder the ſeales of the viewers, they ſhalbe preſented to our chiefe Juſtyceers of our foꝛeſt, when they ſhall come thether to holde plea of foꝛeſt, and before them they ſhalbe determined. And theſe lyberties of foꝛeſt we haue graunted to all men. Sauyng to al archbyſchops, byſchops, abbottes, pꝛyours, erles, barons, knyghtes, and to all other perſons, as well ſpyꝛytuall as tempoꝛal, templers, hoſpytallers, theyꝛ lyberties and fee cuſtomes as well within the foꝛeſt as without, and in warennes, and other places, which they before haue had. All theſe lybertyes and cuſtomes we.ꝛc. as it folowyth in the ende of the great Charte. AND WE do confyꝛme and rateſy theſe gyftes.ꝛc. as in the ende of the ſayd great Chaꝛte ſpecyfyeth.ꝛc. Cap. xvi pleа. Foreſt.

¶ The ſtatute of Ireland made the. xiii. yere of kynge Henry the thyꝛde.

HENRY by the grace of god, kynge of Englande, loꝛde of Ireland, duke of Guyan and Nouemandie, erle of Angeo to his truſty and well beloued Gerard ſonne of Maurice iuſticer of Ireland, gretyng. Where as certayne knyghtes of the partyes of Ireland haue lately inſtaurmed vs, that when any lande doth diſcend vnto ſuſters within our dominion of Ireland, the Juſtices erraunt in thoſe parties are in doubte whether the ponger ſuſters ought to holde of the eldeſt ſuſter, and do homage vnto her oꝛ not. And foꝛ as moche as the ſayde knyghtes haue made inſtance to be certified howe it hath ben vſed heretofoꝛe within our realme of Englande in lyke caſe, at their inſtaunce we do you to wyte, that ſuche a lawe and cuſtome is in England in this caſe, that if any holding of vs in chyefe, happe to dye haupnge doughters to his heyꝛes, our aunceſtours and we after the dethe of the father, haue alway had and receyued homage of all the doughters, and euery of them in this caſe dyd holde of vs in chyefe. And if they happened to be within age we haue alway had the warde and maryage of them. And if he be tenaunt to an other loꝛde (the ſuſters beynge within age) the loꝛde ſhal haue the warde and maryage of them all, and the eldeſt onely ſhall do homage foꝛ her ſelfe and all her ſuſters. And when the other ſuſters come to full age, they ſhall do their ſeruyce to the loꝛdes of the fee by the handes of the eldeſt ſuſter. Yet ſhall not the eldeſt by this occaſion exacte of her ponger ſuſters homage warde oꝛ any other ſubiection, foꝛ when they be all ſuſters and in maner as one heyꝛe to one inheritaunce, yf the eldeſt ſhulde haue homage of the other ſuſters, oꝛ demaunde warde, than the inheryttaunce ſhuld ſeme to be deuyded, ſo that the eldeſt ſuſter ſhulde be ſegnioꝛes and tenaunt of inheritaunce (ſimul & ſemel) that is to ſaye heyꝛe of her owne parte and ſegnioꝛes to her ſuſters, whiche coulde not ſtande well togy-

ther

ther in this case, for the elder can demaunde no more than her susters, but the chefe messe by reason of her auncyenty. Moreouer yf the elder suster, shulde take homage of the yonger, she shulde be as a segnyores to them all, and shulde haue the warde of them and theyr heyres, whiche shulde be none other but to calle the lambe to the wolfe to be deuoured. And therfore we commaunde you, that you cause the forsayde customes that be vsed within our realme of Englande in this case, to be proclaymed throughout our dompnion of Irelande, and to be straytely kept and obserued. In testymony wherof, &c. Wytnes my selfe at Westmynster, the .xi. day of February, the xiii. yere of our reygne.

¶ The statutes made at Merton, in the .xx. yere of kyng Henry the .iii.

AT VVAS prouyded in the courte of our soueraygne lorde the kynge, holden at Merton, the morowe after the feaste of saint Vyncent, the .xx. yere of the reygne of kynge Henry the sonne of kynge John, before Wyllyam archebyshop of Canterbury, and other his byshops and suffraganes, and before the greater parte of the erles and barons of Englande there beyng assembled for the coronation of the sayde kynge and Alyanore the queene, aboute whiche they were all called whereof was treated for the common welthe of the realme, vpon the artycles vnder wryten. Thus it was prouyded and graunted as well of the forsayde archebyshops, byshops, erles, and barons, as of the kyng hym selfe and other.

Cap. i. Dower. Quarentyne. widowe.

FYRST of wydowes whiche after the death of theyr husbandes are deforced of theyr dowers, and may not haue theyr dowers or quarentyne, without plea, we wyl that who so euer deforce them of theyr dowers or quarentyne in the landes wherof theyr husbandes dyed seased, and that the same wydowes haue recouered after by plea, they that be conuyct of suche wrongfull deforcement shall yelde damages to the same wydowes, that is to saye, the value of the hole dower to them belongynge, from the tyme of the death of theyr husbandes vnto the daye that the sayde wydowes by iudgement of our court haue recouered seasen of theyr dowers, and the deforcers neuertheles shalbe amerced at the kynges pleasure.

Cap. ii. widowes.

¶ Also from henceforth all wydowes may bequeth the crop of theyr grounde, as well of theyr dowers, as of other theyr landes and tenementes. Sauynge to the lordes of the fee all suche seruyces as be due for theyr dowers, and other tenementes.

Cap. iii. Disseysin.

¶ Also if any be disseysyd of their freehold, and before the Iusticers in eyre haue recouered seasin by assyse of nouell disseysin, or by confessyon of them which dyd the disseasin, and the disseyse hath had seasin delyuered by the shyriffe, if the same disseysours after the circuite of the iusticers or in the meane tyme haue disseised the same plaintife of the same freholde, and therof be conuycte, they shalbe forthwith taken and kept in the kynges prison, vntyll the kynge hath discharged theym by fyne, or by some other meane. And this is the fourme how such conuyct persons shalbe punyshed, when the plaintifes come

come in to the courte, they shall haue the kynges writte directed to the shyryffe, in whiche muste be conteyned the playnte of dysseysin done vpon dyssesin. And then it shalbe commaunded to the shyriffe that he takyng with him the foure of pleas of the kynges crowne and other lawfull knightes, in his proper person, shall go vnto the land or pasture, for which the playnt ratifye and approue hath ben made. And that he make by the fyrste turgurs and other neighbours and lawfull men dylygent inquisition therof. And if they fynde him dissesyed agaynt (as before is sayd) then lette hym do accordynge to the prouysion afore mencyoned. And if it be found other wise, the playntife shal be amerced, and the other shalbe quyte, neyther shall the shyriffe execute any suche playnt without specyall commaundement of the kynge. In the same maner shalbe done to them that haue recouered their seasin by assise of mordaunceor. And so shall to be of all landes and tenementes recouered in the kynges courte by enquestes, if they be dissesyed after by the fyrste deforeours agaynst whom they haue recouered any wise by enquest.

Cap. iiii. weſt. 2. Cap. 46.

¶ Also bycause many great men of Englande (whiche haue infeffed knyghtes and they freholders of small tenementes in their great maners) haue complayned, that they can not haue profyte of the residue of they maners as of wast woodes and pastures, bycause the same feffees ought to haue sufficyent pasture accordynge to they holde. Thus it is prouyded and graunted, that when so euer suche feffees do bynge an assyse of nouell dysseysin for they common of pasture, And it is knowleged before the Justycers, that they haue as moche pasture as suffyceth to they holde, and that they haue free egresse and regresse from they lande vnto the pasture: then lette them be contented therwith, and they on whome it was complayned, shall goo quyte of as moche as they haue made they profyte of they landes waste woodes and pastures. And yf they alledge that they haue not sufficyent pasture, or sufficyent egresse and regresse accordyng to they holde, than let the truthe be inquered by assyse. And if it be founde by the assyse, that the same deforeours haue disturbed them of they egresse or regresse in any thynge, or that they had not sufficyent pasture (as before is sayde) then shall they recouer they seasin by dyen of the inquest, so that by they discretion and othe the plaintifes shall haue sufficient pasture & sufficient egresse and regresse in forme aforesaid. And the dissesours shalbe amerced, and shal yelde damages as they were wont before this prouisiō. And if it be certified by the assise, that the plaintifes haue sufficyent pasture with free egresse and regresse, as before is sayd, let the other make they profyt or approuement of the residue and go quyte of that assyse.

Assyse.

Cap. v. Vsury.

¶ Lykewyse it is prouyded and graunted by the kynge, that from henceforth vsuryes shall not turne agaynst any beynge within age from the tyme of the death of his auncestour (whose heyre he is) vnto his lawfull age. So neuertheleſſe that the payment of the pryncypall det, with the vsurye that was before the deathe of his auncestour (whose heire he is) shall not remayne.

Cap. vi. 1. weſt. Cap. 22.

¶ Of heyres that be led awaye with holden or maryed by they frendes or by other with force agaynst our peace. Thus it is prouyded that what soeuer

weſt. 2i Cap. 35. Warde. Warpage.

ther laye man be conuycte therof that he hath ſo withholden any thilde led a-waye or maryed, he ſhall yelde to the loſer the value of the marpage, and for the offence his bodye ſhall be taken and impriſoned, vntyll he haue recompenſed the loſer, if the chylde be maryed, and further vntyll he hath ſatyſfyed the kynge for the treſpas. And this muſte be done, the heyre beynge within the age of fourtene yeres. And touchynge an heyre beinge fourtene yeres olde, or aboue vnto his full age if he mary without the lycence of his lorde to defraude hym of the marpage, and his lorde offer hym reaſonable and conuenient marpage (without diſperagement) than his lorde ſhal holde his lande beyonde the terme of his age, that is to ſaye, xxi. yeres, ſo longe that he may receyue the double value of the marpage after the eſtymatyon of lawfull men, or after as it hath ben offered hym before without fraude and collucion, and after as it may be proued in the kynges courte. And as touchynge lordes whiche marye thoſe that they haue in warde to pyllayns or other, as burgeſſes where they be diſperaged, if ſuche an heyre be within the age of fourtene yeres, and of ſuche age that he can not conſent to marpage: than if his frendes complayne therof, the lorde ſhal loſe the wardſhyp, vnto the age of the heyre. And all the profytte that therof ſhall be taken, ſhall be conuerted to the vſe of the heyre beynge within age, after the diſcretyon and prouyſion of his frendes for the ſhame done to hym, but if he be fourtene yeres and aboue, ſo that he may conſent, and do conſent to ſuche marpage, no peyne ſhall folowe.

Diſperage-ment.

Cap. vii. Heyre.

¶ If any heyre (of what age ſo euer he be) wyll not marye at the requeſte of his lorde, he ſhall not be compelled therto, but when he commeth to full age, he ſhall gyue to his lorde and paye hym as moche as any wolde haue gyuen hym for the marpage before the receyte of his lande, and that whether he wyl marye hym ſelfe or not, for the marpage of hym that is within age of mete right pertayneth to the lorde of the fee.

Cap. viii. weſt. 1. Cap. 38. Diſcent.

¶ Touchynge conueyaunce of diſcent in a wrytte of ryghte from any aunceſtour, from the tyme of kynge Henry the elder, the pere and day. It is prouyded, that from henſforth there be no mention made of ſo longe tyme, but from the tyme of kynge Henry our graundfather. And this acte ſhall take effecte at Pentheroſt, the xxi. yere of our regne, and not afore. And the wrytes before purchaſed ſhall proceede wrytes of Mortedaunceſtour, of Natyuis and of entre, ſhall not paſſe the laſte retourne of kynge John, from Irelande into Englande. And this acte ſhall take effecte as before is declared, wrytes of nouell diſſeſin ſhall not paſſe the fyrſte voiage of our ſouerayne lorde the kynge that nowe is into Gaſcoyne. And this prouyſion ſhall take his effecte from the tyme aforeſayde, and all wrytes purchaſed before ſhall proceede.

Cap. ix. Baſtardye.

¶ To the kynges wryt of baſtardie, whether one beynge borne afore matrimony, may inherytte in lyke maner as he that is borne after matrimony, all the byſſhoppes aunſwered, that they wold not, nor coulde not aunſwere to it, bycauſe it was directly agaynſt the common order of the churche. And all the byſſhops inſtaunted the lordes, that they wolde conſent, that all ſuche

as were

as were borne afore matrymony, shuld be legittymate as wel as they that be borne within matrimony, as to the succession of inherytaunce, for so muche as the churche accepteth suche for legittimate. And all the erles and barons with one voice answered, that they wold not chaunge the lawes of the realme whiche hytherto haue ben vsed and approued.

Cap. x. Attourney.

¶ Moreouer it is prouyded that euery freman, whiche oweth suyte to the countye, trythyng, hundred, and wapentake, or to the courte of his lord, may frely make his attourney to do those suites for hym.

Cap. xi parkes.

¶ Concernynge trespassers in parkes and pondes, it is not yet dyscussed: for the lordes demaunded the proper impryssonment of suche as they shulde take in their parkes and pondes, whiche the kynge denyed wherfore it was deferred.

¶ A statute of the Leape yere made the. xxi. yere of kyng Henry the. iii.

THe kynge vnto his Justyces of the benche, gretynge. Knowe ye that where within our realme of Englande, it was doubted of the yere and day that were wonte to be assygned vnto sycke persons beynge impleded, when and from what day of the yere goynge before vnto an other daye of the yere folowynge, the yere and daye in a leape yere ought to be taken and rekened howe longe it was. we therfore wyllynge that a conformitye be obserued in this behalfe euery where within our realme, and to avoide al daunger from suche as be in plea haue prouyded and by the counsell of our faythful subiectes haue ordeyned, that to eschewe from henceforth all doubte and ambyguitie that myght arise here vpon, the day increasing in the leape yere shalbe accompted for one yere, so that bycause of that daye none shall be preiudyced that is impleaded but it shalbe taken and rekened of the same moneth wherin it groweth, and that daye and the day next goyng before shalbe accounted for one day. And therfore we commaunde you that from henceforth you do cause this to be publysshed afore you, and to be obserued. wytnes my selfe at Westmynster. &c.

¶ Here begynneth the statute of Breade and ale made the. xi. yere of kyng Henry the thyrde

WHEN a quarter of wheate is solde for. xii. d. then wastell bread of a ferthynge shall way. vi. li. and. xvi. s. Breade coket of a ferthynge of the same corne and brutell shall waye more than wastell by. v. s. Coket bread made of corne that is of lesse pryce shal waye more than wastell by. v. s. a symnel of a ferthyng shal way xi. s. lesse then wastell. Breade made of the hole wheate shal way a coket and an halfe, so that a coket shall way more then wastell by. v. s. Breade of trete shal way. ii. wastels. Breade of common wheat shal way two greate cokettes when a quarter of wheate is solde for. xviii. d. a wastell loke of a ferthing shal way. viii. li. x. s. viii. d. when a quarter of wheate is solde for. ii. s. then a wastel loke of a ferthing shal way. iii. li. viii. s. when it is solde for. ii. s. vi. d. iiii. s. iiii. d. ob. q.

when

when qoꝛ. iii.s.	xlviii.s.
when qoꝛ.iii.s.vi.d.	xlii. s.
when qoꝛ iiii.s.	xxxvi.s.
when qoꝛ. iiii.s.vi.d.	xxx.s.
when qoꝛ. v.s.	xxviii.s.ii.d. ob.
when qoꝛ.v.s.vi.d.	xxiiii.s.viii.d.q.
when qoꝛ. vi.s.	xxii.s.viii.d.
when qoꝛ. vi.s.vi.d.	xix. s.xi.d.
when qoꝛ.vii.s.	xix.s.i.d.
when qoꝛ.vii.s.vi.d.	xviii.s.i.d.ob.
when qoꝛ. viii.s.	xvii.s.
when qoꝛ.viii.s.vi.d.	xvi. s.
when qoꝛ.ix.s.	xv.s.q.
when qoꝛ.ix.s.vi.d.	xiiii.s.iiii.d.ob.q.
when qoꝛ.x.s.	xiii.s.viii.d.ob.
when qoꝛ.x.s.vi.d.	xii.s.xi.d.q.
when qoꝛ.xi.s.	xii.s.iiii.d.q.
when qoꝛ.xi.s.vi.d.	xi.s.x.d.
when qoꝛ.xii.s.	xi.s.iiii.d.

Bakers. And then a baker of euery quarter of wheate (as it hath ben proued by the kinges bakers) may gayne. iiii. d. and the branne, and. ii. loues foꝛ auauntage, foꝛ thre seruauntes. i.d.ob. foꝛ two laddes. ob. in salte. ob. foꝛ knedynge ob. foꝛ candell. q. foꝛ woode. ii.d. foꝛ his buttell. ob. when a quarter of wheate is solde foꝛ. iii.s. oꝛ. iii. and. iiii.d. And a quarter of barley at the pryce of. xx. d. oꝛ. ii. s. And a quarter of otis at. xvi. d. then brewars in cities ought and may well a foꝛde and sell. ii. galons foꝛ. i. d. And out of cities they may sell iii. oꝛ. iiii. galons foꝛ. i. d.

Brewers.

Here begynneth a statute of concernynge generall dayes in the benche made the. xl. yere of kynge Henry the thyrde.

Dayes in Banke.

IF a writ come within the vtas of saint Mighel, a day shalbe giuen therupon vnto the vtas of saint Hillarii, and if it come in the quinzyme of saint Mighel, day shalbe gyuen vnto the quinzyme of saint Hillarii. If it come i the. iii. wekes after saint Mighel the day shalbe crastino purificationis. If within a moneth after Mighelmas, in the vtas of the purpfication. If in crastino animarum, then in the quinzyme of Easter. If in crastino Martini, then in the. iii. wekes after Easter, if in the vtas of saint Martine then in Easter moneth. If in the quinzyme of saint Martine, then within. v. wekes after Easter, & also there is a day spetially giuen in crastino ascensionis, & it conteruayleth as muche as within. v. wekes after Easter. If in the vtas of saint Hyllarii, in the vtas of the Trinitie. If in quindena Hyllarii, then in quindena Trinitatis, and sometyme in crastino of saint John Baptiste. If in crastino purificationis, then in crastino and vtas of saint John Baptist, if in the vtas of the purificatiõ, then in quindena of John Baptist, if in quindena Pasche then in ỹ

vtas

vtas of ſaynt Myghell. If within.iii. wekes after Eaſter, then in quindena of ſaint Myghel. If within Eaſter moneth, then within iii. wekes of the feaſt of ſaynt Myghell. If within fyue wekes after Eaſter, or in craſtino Aſcenſionis, then within a moneth after the feaſt ſaynt Myghell. If in the vtas of the Trinitie, then in craſtino animarum. If in quindena Trinitatis, or in craſtino of ſaynt John Baptiſt than in craſtino Martini. If in the vtas of ſaynt John Baptiſt. than in the vtas of ſaynt Martyne. If in quindena of ſaynt John Baptiſt, then day ſhalbe gyuen vnto quindena Martini.

¶ A ſtatute of dayes generall in a writ of dower, made the.L.I. yere of kynge Henry the thyrde.

IF the writte do come in octauis Michaelis, daye ſhalbe in gyuen vntyll craſtino animarum. If it come in quindena Michaelis, day ſhalbe gyuen vntyll the craſtino Martiny. If in menſe Michaelis, then in quindena Martini. If in craſtino animarum, then in octauis Hillarii. If in craſtino Martini, then in quindena Hillarii. If in octauis Martini, then in craſtino purificationis. If in quindena Martini, then in octauis purificationis. If in octauis Hillarii, then in tribus. Paſche. If i quidena Hillarii, thē in tribus ſeptimanis Paſche. If in craſtino purificationis, then in menſe Paſche. If in octauis purificationis, then in craſtino Aſcenſionis. If in quindena Paſche, then in octauis Trinitatis. If in tribus ſeptimanis Paſche, then in quindena Trinitatis. If in menſe Paſche, than in craſtino Johannis Baptiſte. If in quinque ſeptimanis Paſche, then in octauis Johannis. If in craſtino Aſcenſionis, then in quindena Johannis. If in octauis Trinitatis, then in octauis Michaelis. If in quindena Trinitatis, then in quindena Michaelis. If in craſtino Johannis Baptiſte, than in tribus ſeptimanis Michaelis. If in octauis Johannis Baptiſte, then in menſe Michaelis. If in quindena Johannis Baptiſte, then in craſtino animarum.

Dayes in a writ of dower.

¶ The ſtatute of diſtreſſes of the Eſcheker made. L.I. yere of kyng Henry the.iii.

OR as moche as the commynaltie of the realme hath ſuſteyned great loſſe and damage by wrongfull takyng of dyſtreſſes, whiche haue ben made by ſhiriffes and by other the kinges baylliffes for the kynges det, or for any other cauſe. It is therfore prayuyded and ordeyned, that when a ſhyryffe or any other man dothe take the beaſtes of other, they to whom the beaſtes do belong, may giue them theyr fedyng without diſturbaunce (ſo longe as they be impounded) without gyuynge any thynge for theyr keppynge. And that the beaſtes nor no other dyſtreſſe taken for the kynges det, nor for any other cauſe be gyuen ne ſolde within xb. dayes after the takynge, and if any bryngeth tayle of a payment made in the eſcheker, the diſtreſſe ſhall ceaſe. And if he bryngeth the tayle of any ſhyryffe or baylyffe, of payment made to them of the thyng demaunded, and wyll fynde pledges that he appere in the eſchaquer vpon the nexte ac-

Dyſtreſſe.

compt

compt to do as right shal require, then the distresse shal cease. And the shiriffe or baylyffe shall cause hym to be attached that ought to haue acquyted hym that he appere vpon the same accompt to do as ryght shall require, and there shall haue the names of the pledges Yet it is prouyded that no man of religion, nor other shall be dystrayned by his beastes that gayne his lande, nor by his thepe for the kynges dette, nor for any other man, but vntyll they can fynde an other distresse or cattalles sufficyent, wherof they may leuy the det, or that is sufficyent for the demaunde, except inpoundyng of beastes that a man fyndeth in his ground damage fesaunt after the vse and custome of the realme. And that suche dystresses be reasonable after the value of the dette or demaunde, and after conuenyent estymation and not outragyous, howe be it the kynge wylleth and commaundeth that shyryffes or theyr baylyffes, that haue receyued the kynges det of the summes of the escheker. and haue not acquyted the dettours therof, at the nexte accompte shall be punyshed after the statutes made therupon, and the kynge wylleth that all dettes of somons of the escheker that the shyryffe or baliffe confesseth, receyte shall be allowed hym forthwith: so that whether he receyued all the det or parte. it shall neuer come more in demaunde nor somons after the shyryffe hath confessed the payment.

¶ A statute for the Eschequer.

THe kyng commaundeth that all maner of baillifes, shiriffes and other officers as well the Iustices of Chester and other baillifes of these countres as other that be receiuours of warres of escheates, & other baily wykes shalbe answerable in the eschequer, and there shall make accompte to the trealourer and barons of the same place. And that all shyriffes, fermours, baylyffes of fraunchyses and other shall come to the proffyte in the eschequer the monday after the feaste of sayncte Mychell, and the mondaye after the vtas of Ester, for to paye theyr fermes, rentes and yssues belongynge to the kynge. And shall bynge at the forsayde termes the forsayde fermes rentes and yssues due holly in to the eschequer as before is mencioned. And if they make defaulte theyr bodyes shall remayne without departyng from thens vntyll they haue payd or made agreement. And he that wyll not come at the termes aforsayd shalbe amerced after the custome of the eschequer, and the shyryffes and baliffes at the same termes shall bynge and paye suche money as they haue receyued of the somons of the eschequer and other the kynges dettes. And shal be prepared and redy to make full accompte of the thynges aforsayde. And that all baylyffes of fraunchises whiche ought to leuy the kynges dettes and be answerable to the shyryffes therof, shall come and accompt sufficyently accordynge to the articles of the somons of the eschequer. And suche as do not, theyr bodyes shall remayne in warde of the shyryffes, and for defaulte of them, the shyryffe shall cause the dettes to be leuyed by theyr owne baylyffes where they haue power as they haue vsed to do in tyme passed. And if the baylyffes do not come in at the daye that the shyryffe shall

gyue

gyue them knowledge, the shyrysse shal entre into the same fraunchyses and leuye the dettes with his owne hande. Concernyng Justyces of Chester and baylyues therof, the kynge wylleth that they or one of them shall come at the profer of sayncte Mycheil euery yere when they ought to gyue accompte vnto the kynge, and at the profer of the vtas of Easter they shal come lykewyse, and bryng in that that they owe to the kynge for that terme. And the Justyces of Chester shall haue daye to accompte from yere to yere in quindena Paschę. And the baylyffes therof the mondaye of Easter vtas. And that all shyrysses of Englande excepte the shyrysses of westmerlande, Lancastre, Worcestre, Rutlande, and Cornewall, shall from henseforth kepe al suche wardes and eschetes as belonge to the kynge (whiche be within theyr shyres and not holde of other fees) of the yssues wherof they shal be aunswerable in the eschequer at the termes aforesayde. And at theyr tournes that they make in theyr shyres, they shall fynde office of suche thynges as the kynges eschetours haue not vsed to fynde of that that belongeth vnto the kynge ones or twyse in the yere, to as lytle greuaunce of the people as they can. And the shyrysses shal sease the escheates that falleto remayne vnto the kynge in fee, and shall certefye the kynge of them withoute delaye. And the kynge shall assygne thre able personnes that shall go throughe oute the realme to suruey and fynde the wardes and eschetes aforesayde from yere to yere when they shall thynke requisite. And the shyrysses by theyr counsell shall approue and let to ferme, or otherwyse suche wardes and escheates as they shall thynke moste for the kynges aduauntage. And towchinge the fyue shires before named, the kynge wyll that the shyrysse of Comberlande shall execute the office of the eschetour in the shyres of westmerlande and Lancaster. And the shyrysse of Nothingham in Rutlande. And the shyrysse of Glouceſtre in Worcestre. And the shyrysse of Deuonshyre in Cornewall, and shall saufely kepe the kynge his wardes and eschetes in the same shyres, and shall be aunswerable in the eschequer for the yssues of them as well as for theyr owne shyres. And the thre personnes aforesayde shall surueye and extende suche wardes and escheates as wel there as in other places, and shall be approued by theyr counsell. And when the shyrysses do accounte, they shall accounte for suche wardes and escheates. And in lyke maner shal the Justyces of Chestre do, and theyr baylyffes also, euery one for his baylewyke. And the sayde thre persons shall kepe the kynges demeanes, and shall approue them as they shall thynke beste for the kynges aduauntage, and shall be aunswerable for the yssues and they shall haue power to lette for the small manors or demeanes to folke of the same places or to other accordynge to theyr discretion, and shall let them to ferme from yere to yere, as they shall thynke moste to the kynges profyte. And the fermours shall be chargeable for theyr fermes vnto the princypal approuers, and they vnto the eschequer the mondaye nexte after the Ascention from yere to yere. And the principalle collectours of the custome of wolles at the two termes before mencyoned shall paye all suche money as they haue receyued of the sayde custome, and shall make accounte from yere to yere clerely of all parcels receyued in any of the portes or other

places of the realme, so that they shall aunswere for euery shyp where it was
harged, and howe muche it carryed, and whose the wolles were, and for euery
other charge in the shyppe wherof custome is due, and for the hole receypte.
And the wardeyne of the kynges ward to be shall make accounte yerely in the
eschecker in the feast of sayncte Margarete, and the treasourer and baronnes
shall be charged by othe, that they shall not attende to here the plees or mat-
ters of other men, whyles they haue to do with the kynges owne dette.
And when a shyrysse or a baylysse hathe begunne his accompte, none other
shall be receyued to accounte vntyll he that was fyrste appoynted hath cle-
rely accounted and his money receyued, and that the constable, marshall,
chaumberlayne, and other that are of fee in the eschecker, from henseforth shal
present vnto the kynge suche as they haue put in theyr places to do theyr offi-
ces whiche must be of good fame, and suffycyent, for whose actes them selues
wyll aunswere. And the kynge commaundeth the treasourer and barons of
the eschecker vpon theyr allegeaunce, and by the othe that they haue made to
hym that they shal not assygne any in theyr roumes but such as this act mea-
neth of, and that the eschecker be not charged with mo persounes then is ne-
cessary. And that none of them that be sworne to the kynge shall put in hys
roume any other clerke or laye person (excepte he be sworne) without specyall
lycense of the treasourer, and yf any be, he shall be forthwith remoued from
hys offyce. And none other shall be receyued in his stede without the kyn-
ges lycence. And yf any that is receyued without the treasourers lycence do
trespasse afterwarde, punyshement shall be done as well to the assygnour as
to hym that is assygned accordynge to the trespas. And yf both be vnsuffycy-
ent, theyr superior shall be punyshed whether he be offycer of fee or other. And
the treasourer shal put no other in his roume vntyl he hath commaundment
from the kyng. And yf he that kepeth the roume of an other by lycence of the
treasourer doth any thynge that he ought not to do, he shall be punyshed ac-
cordynge to the trespas, yf he haue wherof, and if he haue not, he that put him
in offyce shall be charged for his trespas, and yf he that put hym in offyce be
not suffycyent, his superior shall be charged whether he be of fee or otherwise.
And they of the wolstable shall make othe that yf any of theym maye per-
ceyue that another dothe commytte any offynce or other thynge dyshoneste
in the offyce of the wolstable, or that he hathe done before, that they shall
certyfye it to the treasourer or to the baronnes, or to some of theym or to the
kynge hym selfe yf nede requyre. And that aboute the feaste of saynete Mar-
garete before that the eschequer be closed, they shall cause a serche to be
made whether any shyrysse or baylysse that ought to haue accounted the
same yere, haue not, and therupon a remembraunce as a rolle shall be made
by it selfe. And yf it be a shyrysse, his accompte shal be fyrste harde after My-
chelmas before that any other be receyued to accompte. And yf he be a bay-
lysse, he shall be somoned or dystrayned to come at a certayne daye for to ac-
counte, so that no accompte shall be suffred to slepe. And for as muche as shi-
rysses, constables and other, obteyne many tymes outrageous allowaunces
by pretence of the kynges workes and other thynges done and prouyded

by hys

by his commaundment. It is prouyded that all surueyours of the kynges workes, shall be chosen by the othe of xii. men, and of suche as wyll and may attende best to that office. And that they be sufficyent to aunswere the kynge yf nede be, and shall swere that they bare true and lawfull wytnesse. And yf the treasourer or barons of the eschecker haue any suspection of false alowances of charges or other thynges: the truthe muste be inquyred, and he that is atteynted to the kynge, for as muche as the allowaunce amounteth vnto, and shalbe imprysonned one yere and xl. dayes, and shall be punyshed at the kynges pleasure. And the surueyours shalbe punyshed for their consent, and lykewyse he that vpon the accompt dyd concele and kepe secret suche thynges wherof he oughte to haue charged hym selfe, and shall be punyshed in lykewyse as he that admytted suche false alowaunces. And that the Justycers, comyssyoners and other shall from henceforth delyuer into the escheker at the feast of saynct Mychel from yere to yere, the extreates of fynes and amercyamentes made and tared before them and of all thinges wherfore the extreates are wont to be delyuered there. And they of the escheker shall make extreates of the somons throughout al shires, sauynge that the extreates in eyre of all plees shalbe deliuered immediatly after the eyre made. Extretes.

A statute of pyllory made the.li. yere of kyng Henry the.iii.

IF A BAKER or a bruer be conuicte bycause he hath not obserued the assyse of breade and ale, the fyrste seconde and thirde tyme he shall be amerced accordynge to his offence, yf it be not ouer greuous, but yf the offence be greuous and often, and be not amended, then he shall suffer punyshment of the body, that is to wyt a baker to the pyllory, and a bruer to the tumbrell or some other correction. Fyrste, bi. lawfull men shall be sworne truely to gather all measures of the towne, that is to wyte bussheles, halfe and quarter bussheles, galons, pottels, and quartes, as well of tauernes as of other places. Measures and weyghtes, that is to wyte poundes, halfe poundes, and other lytle weyghtes, wherwith breade of the towne or of the courte is maied, that is to say one loke of euerye sorte of breade. And vpon euerye measure, elle, weyghte, and also vpon euery loke the name of the owner shall be wrytten and lykewyse they shall gather the measures of myles. After whiche thynge done. xii. lawfull men shall swere to make true aunswere to all suche thynges as shall be demaunded of them in the kynges behalfe vpon artycles here folowynge, and suche thynges as be secrete, they shall vtter secretely, and the baylyffe shall be commaunded to brynge in all the bakers and bruers with their measures and al thinges vnderwrytten. Fyrste they shall inquyre the pryce of wheate that is to wyte howe a quarter of the beste wheate was solde the laste market daye, and howe the seconde wheate, and howe the thyrde and howe a quarter of barley and otes. After warde howe the bakers breade in the courte dothe agre, that is to wyte wastell and other breade after wheate of the beste or of the seconde, or of the thyrde pryce. Also vpon howe muche

encreaſe or decreaſe in the pryce of wheate a baker oughte to chaunge the aſ-
ſyſe and weyght of his breade. Alſo howe muche waſtell ought to way, and al
other maner of breade after the price of a quarter of wheate that they preſent.
Alſo for defaulte in the weyght of the breade a baker ought to be amerced,
or to be iudged vnto the pyllory accordynge to the lawe and cuſtome of the
court. Alſo yf any ſteward or bayliffe for any bribe dothe releſſe punyſhment
of the pyllory and tumbrell beyng alredy iudged, or to be iudged of ryghte.
Alſo yf they haue in the towne a pyllory of conuenyent ſtrength as appertey-
neth to the liberte of theyr market whiche they may vſe (yf nede be) without
bodely peryl eyther of man or woman. Afterward they ſhal enquire of the aſ-
ſyſe and pryce of wyne after the departure of the Juſtyces in eyre, or of them
that were laſt in offyce of the market of the towne, that is to ſay of the vynte-
ners names, and howe they ſel a galon of wyne. Alſo yf any corrupted wyne
be in the towne or ſuche as is not holſome for mannes body. Alſo of the aſſiſe
of ale in the court of the towne how it is, and whether it be obſerued, & yf not,
howe muche may bruers haue ſolde contrary to the aſſyſe, and they ſhall pre-
ſent theyr names dyſtynctly and openly, and that they be amerced for euery
defaulte or to be iudged to the tumbrell yf they ſell contrary to the aſſyſe. Al-
ſo yf there be any that ſell by one meaſure, and bye by another. Alſo yf any do
vſe falſe elles, weightes or meaſures. Alſo yf any bourcher do ſell contagious
fleſſhe, or that dyed of the murren. Alſo they ſhall inquyre of cokes that ſethe
fleſſhe or fyſhe with breade or water, or any other wyſe that is not holſome for
mannes body, or after that they haue kepte it ſo longe that it leſeth his natu-
ral holſomnes and then ſethe it agayne and ſell it. Alſo of forſtallers that bye
any thynge afore the due and accuſtomed houre agaynſte the good ſtate and
weale of the towne and market, or that paſſe oute of the towne to mete ſuche
thinges as come to the market beyng out of the towne to the entent that they
may ſell the ſame in the towne more dere vnto regratours that vtter it more
dere then they wold that brought in caſe they had come to the towne or mar-
ket. Whan a quarter of barley is ſolde for. ii. s. then. iiii. quartes of ale ſhal be
ſolde for. i. d. when for. ii. s. bi. d. then. viii. quartes of ale ſhall be ſolde for. ii. d.
when for. iii. s. then. iii. quartes for. i. d. when for. iii. s. vi. d. then. v. quartes
for. ii. d. when it is ſold at. iiii. s. then. ii. quartes at. i. d. And ſo from henſforth
the pryces ſhall increaſe and decreaſe after the rate of. vi. d.

¶ The ſtatutes made at Marlebridge or Marleborough, in the. LII.
yere of kynge Henry the thyrde.

THE yere of grace. a. M. CC. xvii. the. lii. yere of the reygne of
kyng Henry, ſon of kyng John, in the vtas of. S. Martin, for
the better eſtate of this realme of Englande, and for the more
ſpedy miniſtration of Juſtyce, as belongeth to the offyce of a
kyng, the more diſcrete men of the realme beinge called toge-
ther as well of the hygher as of the lower eſtate: It was prouyded agreed,
& ordeined, that where as the realme of Englande of late had ben diſquieted
with

with manyfolde troubles and dyscentions, for reformation wherof statutes and lawes be ryght necessary, wherby the peace and tranquillitie of the people must be obserued. wherin the kyng entendynge to deuyse conuenyent remedy hath made these actes, ordynaunces, and statutes vnder written, which he willeth to be obserued for euermore tymely and inuiolably of all his subiectes as wel hyghe as lowe.

Cap. i.

WHERE as at the tyme of a commotion late ryzed vp within this realme, and also sythens many great men, and dyuerse other refusyng to be iustyfyed by the kyng and his counte, lyke as they ought and were wonte in the tyme of the kynges noble progenitours, and also in his tyme, but toke great punyshmentes and dystresses of theyr neyghbours and of other, vncyl they had amendes and fynes at theyr owne pleasure. And further some of them wolde not be iustyfyed by the kynges officers, nor wold not suffer them to make delyuere of suche dystresses as they had taken of theyr owne auctoryte. It is prouyded, agreed, and graunted, that all persons, as wel of highe as of lowe estate, shall receyue iustyce in the kynges courte: And none from henseforth shal take any such distres of his owne auctoritie, without awarde of our court, though he haue damage or iniury, wherby he ought to haue amendes of his neighbour other higher or lower. And vpon the forsayd article it is prouyded and graunted, that if any from henseforth take suche distresses of his owne auctoritie, without award of our court (as before is said) and be conuycte therof, he shalbe punished by fyne, and that accordyng to the trespas. And lyke wyse if one neyghboure take a dystres of an other without awarde of our courte, wherby he hath damage, he shalbe punished in the same wise, & that after the quantitie of the trespas. And nevertheles sufficient and ful amendes shalbe made to them that haue sustened losse by such distresses.

Dystres.

Cap. ii.

¶ Moreouer none (of what estate so euer he be) shal distreyne any to come to his court, whiche is not of his fee, or vpon whom he hath no iurysdiction by reason of his hundred or bailiwike nor shal take no distresses out of the fee or place, where he hath no bailewyke nor iurysdiction. And he that offendeth agaynst this statute, shalbe punished in lyke maner, and that accordinge to the quantite of the tres pas.

Dystres.

Cap. iii.

¶ If any, of what estate soeuer he be, wyl not suffer such distresses as he hath taken to be delyuered by the kinges officers after the law and custome of the realme, or wyl not suffer somons, attachmentes, or executions of iugementes gyuen in the kinges court to be done, he shalbe punished in manet aforesaid, as one that wyl not obey the lawe. And if any, of what estate so euer he be, dystreyne his tenaunt for seruices and customes beyng due vnto him, or for any other thyng, wherby the lord of the fee hath cause to dystreyne, and after it is found that the same seruices are not due, the lord shal not therfore be punished by fyne as in the cases aforesayd (yf he do suffer the dystresses to be delyuered accordinge to the lawe & custome of the realme) but shalbe amerced as hytherto hath ben vsed, & the tenant shal recouer his damages agaynst hym.

Dystres.

Capi.iiii.

¶ None from henseforth shall cause anye dystresse that he hath taken, to be dryuen out of the countye where it was taken. And yf one neyghboure do

so to an other of his owne auctoritie and without iudgement, he shall make fyne as aboue is sayde (as for a thyng done agaynst the peace. Neuertheles if the lord presume so to do ageinst his tenaunt, he shalbe greuously punished by amerciament. Moreouer the dystresses shalbe reasonable and not to gret. And he that taketh great and vnreasonable distresses shalbe greuously amerced for the excesse of suche dystresses.

Dystres.

Cap. v. Chartre.

¶ The great chartre shalbe obserued in all his artycles, as wel in suche as pertayne to the kynge, as to other, and that shallbe enquered afore the Iusticers in eyre in theyr ouertuptes, and afore the shyrffes in theyr countyes when nede shalbe. And wryttes shall be freely graunted agaynst them that do offende, before the kyng, or the Iusticers of the benche, or before Iusticers in eyre, when they come into those parties. Likewyse the chartre of forestes shal be obserued in al his artycles, and the offenders when they be conuyct shal be greuously punyshed by our soueraygne lorde the kyng in fourme aboue mencyoned.

Capi. vi. Feoffement.

¶ As touchynge them that vse to infeffe their eldest sonnes and heires being within age of theyr heritage, for to defraud the lordes of the fee of their wards thyrds. It is prouyded and agreed that by occasion of any suche feffement no chyefe lorde shall leese his warde. Moreouer to wching them that fayne false feoffementes of theyr landes, whiche they wyll lesse for terme of yeres for to defraude the chyefe lordes of theyr wardes, wherin it is conteyned that they are satisfyed of the holle seruyce due vnto them vntyll a certayne terme, so that suche feffees are bounde at the said terme to pay a certayne summe to the value of the same landes by ferme aboue, so that after suche terme, the lande shal retourne to them or to theyr heyres, because no man wyll be content to holde it vpon the pyne. It is prouyded and agreed that by suche fraude no chyefe lorde shall leese his warde, neuertheles it shall not be lefull to them to dyssease suche feffees without iudgement, but they shall haue a wrytte for to haue suche a warde retorned vnto them, and by the wytnesses conteyned in the dede of feffement with other free and lawfull men of the countrey, and by the value of the lande, and by the quantytie of the summe payable after the terme, it shalbe tryed whyther suche feoffementes were made vpon bery confidence or by collusion to defraude the chyefe lordes of the fee of theyr wardes. And yf the chiefe lordes in suche cases recouer theyr wardes by iudgement the fefees shall neuertheles haue theyr action to recouer suche terme or fee (whiche they had therin) when the heyres come to theyr lawfull age. And yf any chiefe lordes do malycyously implede such feffees, sayenyng this cale namely where the feoffementes were made lawfully, and vpon bery truste, then the feffees shal haue theyr damages awarded and theyr costes, whiche they haue sustey-ned by occasion of the forsayd plea, and the plaintiffes shalbe greuously punyshed by amercyament.

Capi. vii. Gordein.

¶ In a common plea of warde, yf the defendeours come not at the great dystres, then the sayde writ shalbe renewed twyse or thryse at suche termes as it maye be done within the halfe yere folowynge, so that euery tyme the wrytte shall be red in the open countye (yf the defendeour be not founde before) and there

there openly be proclaymed, that he maye come at the daye lympted, so that yf he absente him selfe then, and come not to aunswere within the sayde halfe yere, nor the shyrysse can not get his body to haue it before our Justyces, to aunswere accordynge to the lawe and custome of the realme, then as a rebell and suche one as wyl not be iustifyed, he shall lese the season of the warde, saynge to him his action at an other tyme, yf he haue any right to the same. But in suche cases where the wardshyps belonge to the kepers of wardes beyng within age, and wher the kepers demaunde as wardshyp, whiche belongeth to the heyre, or as appertaynyng to theyr inheritaunce, suche heyres within age shal not lese theyr inheritaunce by the negligence or rebellion of theyr kepers, as in the case afore rehersed, but let the common lawe runne in lyke maner as it hath ben accustomed to do.

Cap. viii
Shiriffe. Imprisonment.

¶ They which be taken and imprysoned for redyssesyn shall not be delyuered without specyall commaundment of the kyng, and shall make fyne with the kyng for theyr trespas. And yf it be found that the shiriffe deliuereth any contrary to this ordinaunce, he shal be greuously amerced therfore. And nenertheles they which are so delyuered by the shiriffe without the kinges commaundement, shalbe greuously punished for theyr trespas.

Cap. ix
Merton. Cap. 3. West. 2. Cap 26. Suyte.

¶ For doyng suytes vnto the courtes of great lordes or of meaner persons, frome henseforth this order shall be obserued, that none that is infeffed by dede from henseforth shal be dystrayned to do suche suyte in the court of his lorde, without he be specyally bounde thereto by the fourme of his dede. These only beynge excepte, whose auncestours, or they them selues haue vsed to do suche suyte before the fyrst voiage of the sayd kyng Henry into Bretayne, fyftiens whych terme yeres, and an halfe are passed vnto the tyme, that these statutes were enacted. Lykewyse from henseforth none that is infeffed without dede from the tyme of the conquest, or any other auncyent feffement shalbe dystrayned to do suche suytes, oneles that he or his auncestours vsed to do it before the sayd voyage. And they that are infeffed by dede to do a certayne seruyce, as for seruyce of so many shyllinges by yere to be acquyted of all seruyce from henseforth, shal not be bounden to suche suytes or other lyke, contrary vnto the fourme of theyr feffament. And yf any inheritaunce (wherof but one suyte is due) discende vnto many heyres as to parceners, who so that hath the eldest parte of the inheritaunce shall do that one suyte for hym selfe and his felowes and the other coheires shall be contributaryes accordynge to the portion for doyng suche suyte. And yf many feffees be seased of an inheritaunce (wherof but one suyte is due) the lorde of the fee shall haue but that one suyte, and shall not exacte of the sayde inheritaunce but that one suyte as hath ben vsed to be done before. And yf those feffees haue no warrãt or meane which ought to acquite them, then al the feffees accordinge to theyr portion shall be contributaryes for doynge the suyte for them. And yf it chaunce the lordes of the fee to dystrayne theyr tenauntes for suche suytes contrary to this acte, then at the complaynt of the tenauntes the lordes shal be attached to appere in the kynges courte at a shorte daye to make answere therto, and shall haue but one essoyne therin (yf they be within the realme)

and immediatly the beastes or other dystresses taken by this occasion shalbe delyuered to the playntyfe, and so shall remayne vntyl the plee betwyxt them be determined. And yf the lordes of the courtes whiche take dystresses come not at the day that they were attached, or do not kepe the daye gyuen to them by essoyne, then the shyryffes shalbe commaunded to cause them to come at an other daye, at whiche day yf they come not then he shalbe commaunded to distrayne them by all the goodes and catals that they haue in the shyre, so that the shyryffe shal aunswere to the kynge of the yssues of the sayd inheritance. And that he haue they bodyes before oure Justycers at a certayne daye ympted. Do that yf they come not at that daye, the party playntyfe shall go without day, and his beastes or other dystresses taken by that colour shal remayne delyuered vntyll the same lordes haue recouerd the same suyte by awarde of the kynges court, and in the meane tyme suche dystresses shal cease. Sauynge to the lordes of the courte they ryghte to recouer those sutes in fourme of lawe when they wyll pleade therfore. And when the lordes of the courtes come in to aunswere the playntyffes of suche trespalles, and be conuycte therupon, then by awarde of the kynges courte the playntyffes shal recouer a gaynst them the damages that they haue susteyned by occasion of the sayde dystresse. Lykewyse yf the tenauntes after this acte withdrawe from they lordes suche sutes as they were wont to do, and whiche they ded before the tyme of the sayde vyage, and hytherto vsed to do, then by lyke speryalnesse of iustyce as to the lymyttyng of dayes and awardynge of dystresses, the lordes of the courtes shall obteyne iustyce to recouer they suytes with they damages in lyke maner, as the tenauntes shulde recouer they rs. And this recouering of damages must be vnderstand of withdrawynges from themselues, and not of withdrawynge from they auncestours. neuertheles the lordes of the courtes shall not recouer season of suche suytes agaynst they tenauntes by defaute, as they were wonte to do. And touchynge suytes withdrawen before the tyme afore mentyoned, let the common lawe ruune as it was wont before tyme.

Distresse.

Suites.

Capi. x. Tourne.

¶ For the turnes of shyryffes it is prouyded that archbyshops, byshops, abbottes, pryours, earles, barounes nor religious men or women shal not nede to come thyther, excepte they apparaunce be speryally requyred therat for some other cause, but the turne shalbe kept as it hath ben vsed in the tymes of the kynges noble progentoures. And they that haue hundredes of they owne to be kepte, shall not be bounde to appere at any suche turnes but in the bayly wykes where they be dwellyng. And the turnes shall be kepte after the fourme of the great chartre, and as they were vsed in the tymes of kyng Richard and kyng John.

Capi. xi. Beamplede.

¶ It is prouyded also, that from henseforth, neyther in the circuyte of Justicers, nor in counties, courtes, hundredes, and courte barounes any fines shal be taken of any man for fayre pledynge, nor so that any occasion shalbe. And it is to be knowen that by this acte certayne fynes or longs assessyd syns the tyme that our souerayne lorde the kyng fyrst passed into Britaine are not taken awaye.

In a

¶ In a plea of dower that is called (Vnde nichil habet) from henceforth foure dayes shall be giuen in the yere at the least, and mo, yf it may conueyently be. So that they shall haue foure or syxe dayes at the least in the yere. In assyses of darreyne presentment, and in a plea of Quare impedit of churches vacant, dayes shall be giuen from .xv. to .xv. or from thre wekes to thre wekes, as the place shall happe to be nere or farre. And in a plea of Quare impedit if the dysturbour come not at the fyrste day that he is somoned, nor caste no essoyne, then he shall be attached at an other daye, at whiche daye yf he come not, nor cast no essoyne, he shall be distrayned by the great distresse aboue giuen. And if he come not, then by his defaulte a writ shall go to the bisshop of the same place that he claime of the dystourbour for that tyme shal not be preiudicyall to the playntyfe. Sauynge to the dystourbour his ryght at an other tyme whiche wyll pleade therfore. The same lawe as to the makynge of attachementes, shall from henceforth be obserued in all wyttes (where attachementes lye) as in making distresses, so that the second attachement shalbe made by better pledges, and at the lest a distresse.

Cap. xii. Plea of Dower.

Darreyne presentment.

Attachementes.

¶ And it is to be knowen that after that a man hath put hym selfe vpon any enquest, the whiche hath or must passe in such maner of wyttes, he shall haue but one essoyne, or one defaulte, so that if he come not at the daye giuen to hym by the essoyne, or make defaulte the seconde daye, then the enquest shall be taken by his defaulte, and accordynge to the same enquest they shall procede to iudgement. And yf suche enquest be taken in the countye before the shyryffe or coroners, it shall be retourned vnto the kynges Justycers at a certayne day, and if the partye defendaunt come not at that daye, then vpon his defaulte an other daye shall be assygned to hym after the discretion of the Justycers. And it shall be commaunded to the shyryffe that he cause hym to come to here the iudgement (yf he wyll) accordynge to the enqueste, at whiche daye yf he come not, vpon his defaulte they shall procede to iudgement. In lyke maner it shall be done if he come not at the daye giuen vnto hym by his essoyne.

Cap. xiii. Enqueste.

¶ Concernynge charters of exemption and lyberties, that the purchasours shall not be impanelled in assyses, iuryes, and enquestes, it is prouyded that if theyr othes be so requysyte that without them, iustice can not be mynystred, as in great assyses, perambulations, and in dedes, or wytynges of couenauntes (where they be named for wytnesses) or in attayntes and in other cases like, they shall be compelled to swere. Sauinge to them at an other time their fore sayde lybertie and exemption.

Cap. xiiii. Exemtion.

¶ It shalbe lefull to no man from henceforth for any maner of cause to take distresses out of his fee, nor in the kinges highe waye, nor in the comon strete but only to the king or his officers, hauyng special auctority to do the same.

Cap. xv. Distresses.

¶ If any heyre after the death of his auncestour be within age, and his lord haue the warde of his landes and tenementes, if the Lorde wyll not render vnto the heyre his lande (when he commeth to his full age) without plea, the heyre shall recouer his lande by assyse of Mortedauncetour with the damages that he hath susteyned by suche withholdynge, syns the tyme that he was of full

Ca. xvi. Heyre.

of full age. And yf an heyre at the tyme of his auncestours deathe be of full age, and he is heyre apparaunt and knowen for heyre, and be founde in the inheritaunce: the chiefe lorde shal not put hym out, nor take, nor remoue any thynge there, but shall take onely symple seasen therof for the recognysyon of his segniorie, that he may be knowen for lorde. And if the chiefe lorde do put such an heyre out of possession malicyously, whereby he is dryuen to purchase a writ of Mordauncetour, or of cosinage, then he shal recouer his damages as in assyse of nouel disseysin. Touchyng heyres whiche holde of the kynge in chiefe, this order shalbe obserued, that our souerayne lord the kyng shall haue the fyrste seasen of theyr landes, lyke as he was wonte to haue before tyme. Neyther shall the heyre nor any other intrude in the inheritaunce before he hath receyued it out of the kynges handes, as the same inheritance was wont to be taken out of his handes and his auncetours. And this must be vnderstanden of landes and frees, the whiche were accustomed to be in the kynges handes, by reason of knyghtes seruyce, or sertauntye, or ryghte of patronage.

primer seisin

Cap. xvii Gardeyn in socage.

¶ It is prouyded, that if lande holden in socage be in the custodye of the frendes of the heyre, bycause the heyre is within age, the kepars shall make no waste, nor sale, nor any dystruction of the same inheritaunce, but faithfully shall kepe it to the vse of the sayd heyre, so that when he commeth to his lawfull age they shall answere to hym of the essues of the sayd inheritaunce by a laufull accompt, sauynge to the same kepars their reasonable costes. Neyther shall the sayde kepars gyue or sell the mariage of suche an heyre, but to the aduauntage of the forsayde heyre. But the nexte frendes whiche haue the warde (for all that tyme that wyttes of impledyng dyd not lye) shal haue such wardshyp vnto the aduauntage of the heyre, as is saide before, without wast, sale or distruction makynge.

Ca. xviii Assyse.

¶ No eschetour, commyssioner, or Justycer specially assygned to take assyses, or to here and determyne matters, from henseforth shal haue power to amerce for defaulte of common somons, but the chiefe Justycers, or the Justycers in eyre in their circuites.

Cap. xix. Essoyen.

¶ Touchynge essoynes, it is prouyded that in countyes, hundredes, court barons, or in other courtes none shal nede to sweare to warraunt his essoyne.

Cap. xx. Lorone.

¶ None from henseforth (except our souerayne lorde the kynge) shal holde in his courte any plea of false iudgement gyuen in the courte of his tenauntes. For suche plea specially belongeth to the crowne and dygnitie of our souerayne lorde the kynge.

Cap. xxi Replevin.

¶ It is prouyded also, that if the beastes of any man be taken and wrongfully withholden, the shyryffe after complaynte made to hym therupon, may delyuer them without lette or gaynesayenge of hym that toke the beastes, yf they were taken out of lyberties. And if the beastes were taken within any liberties, and the baylyffes of the lyberty wyl not delyuer them, then the shyriffe for defaut of those baliffes shal cause them to be delyuered.

Cap. xxii Distresse.

¶ None from henseforth may dystrayne his freeholders to answere for their freholdes, nor for any thynges touchyng theyr freholde without the kynges

wrytte

wryt, nor shal cause his freholders to swere agaynst theyr wylles, for no man may do that without the kynges commaundement.

Othe.

¶ It is prouyded also that if baylyffes whiche ought to make accompte to theyr lordes, do withdrawe them selues, and haue no landes nor tenementes wherby they may be distrayned, than they shall be attached by theyr dodyes, so that the shyryffe in whose bayliwicke they be founde shal cause them to come to make their accompte. Also fermers durynge theyr termes shall not make waste, sale, nor eryle of howses, woodes, and men, nor of any ..ynges belongynge to the tenementes that they haue to ferme, without specyall lycence had by wrytynge of couenaunt makynge mencyon, that they may do it, which thyng if they do and therof be conuyct, they shall yelde full damage, and shalbe punyshed by a merciament greuously.

Ca. xxiii Accompte. Shyryffe. Fermers.

¶ The Justycers in eyre from henceforth shall not amerce townshyppes in theyr circuites, bycause all beynge twelue yeres olde came not afore the shyryffes and coroners to make inquery of robberyes, burnynges of houses, or other thinges pertaynynge to the corowne, so that there come sufficyent out of those townes, by whom such enquestes may be made ful, except enquestes for the death of man, whereat all beyng twelue yeres of age, ought to appere, onles they haue reasonable cause of absence.

Ca.xxiiii Amercyamēt Enquest.

¶ Murder from henceforth shall not be iudged before our Justicers, where it is founde mistortune onely, but it shall take place in suche as are slayne by felony, and not otherwyse.

Cap.xxv Murder.

¶ It is prouyded that none beynge vouched to warrantye before our Justycers in plea of lande or tenement shall be amerced from henceforth, bycause he was not present when he was vouched to warrantye, except the first day of the commyng of the iustycers. But if the party vouched be within the shyre, then the shyryffe shall be commaunded to cause hym to come within the thyrde or fourth daye accordynge to the distaunce of the place, as it was wonte to be done in the circuite of the Justycers. And if he dwel without the shyre, then he shall haue reasonable somons of .xl. dayes at the leaste, after the discretion of the Justicers and the common lawe.

Ca. xxvi Voucher. Warraunt.

¶ If a clerke for any crime or offence touchynge the crowne be arrested and afterward by the kynges commaundement let to bayle or repleuyzed, so that they to whom he was let to bayle haue hym before our Justycers. The sureties from henceforth, nor they to whome he was let to bayle shal not be amerced (yf they haue his body before our Justycers) although he wyll not, nor can not answere before them by reason of clerkes priuilege.

Ca xxvii Clerke.

¶ It is prouyded, that if any wronges or extortyons be done to abbottes or other prelates of the churche, and they haue sued theyr ryght for suche extortions, and be preuented with death before iudgement gyuen therin, their successours shall haue actyons to demaunde the goodes of theyr churche out of the handes of suche trespassers. Moreouer the successours shall haue lyke action for suche thynges as were lately withdrawen by suche violence from theyr house and churche before the deathe of theyr predecessours, thoughe it so be that the sayde predecessours dyd not pursue theyr ryght durynge theyr lyues,

Capit. xxviii. Prelates.

Intrusion.

lyues. And if any intrude in to the landes or tenementes of suche religyous persons in tyme of vacation, of whiche landes their predecessours died seasyd, as in the ryghte of their churche, the successours shall haue a writ to recouer their season: And damages shalbe awarded them as in assyse of nouel dissesin is wonte to be.

Ca. xxix. Alienation.

¶ It is prouyded also, that if those alienations (whereupon a writte of entre was wonte to be graunted) hap to be made in so many degrees, that by reason therof, the same writ can not be made in the fourme before tymes vsed, the playntyffes shal haue a writ to recouer their season, without any makyng mention of the degrees, in whose handes soeuer the same thynge shall happen to come by such alienations, and that by an originall writ to be prouyded therfore by the counsell of our souerayne lorde the kyng.

¶ The awarde made betweene the kyng and his commune at Kenelworth.

An. LI. yere of kynge Henry the. iii.

IN THE NAME of the holy and vndeuyded Trinitie. Amen. To the honour and glory of almyghty god, the father, the sonne, and the holy goste, of the glorious and most excellent mother of god, and virgyn Mary, and of all saynctes by whose merytes and meanes we are gouerned in erthe. to the honour and good prosperous and peasyble estate of the most christen prynce, lorde Henry the noble kynge of England, and of all the englysh churche, we William bysshop of Dron. W. of Bathe and Welles, H. worcester and Meneuen bysshoppes, Gylbert de Clare erle of Glocester, Humfrey erle of Hereford, Phylip Baillet, John Bayllolfe, Robert walop, Iohn de la Suche, Roger de Somery, and wartyn de Balyngburne, appoynted to prouyde for the good state of the lande, and namely for certayne persons dysherited, haupnge therunto full power of our sayd lorde the kyng, and the other barons and councellours accordynge to the fourme wrytten and contyrmed in the letters general and specyall of the sayd kynge, and the other afore named, wyllynge to procede accordynge to the pathe of equytie, by the assent of the reuerend father Otthobone Deacon Cardynall of sayncte Adrian, and legate of the apostolique see, and the noble man H. of Almayne, haupnge lyke power and auctorite, we haue thought it good to be prouyded in this wyse, that there shall be made no dysherytion but redemption, that is to wyte.

¶ Fyrst concernyng them that began the warre and yet contynue.

¶ Item they that were at Chester fielde agaynst the kyng in battayle.

¶ Item they that forcybly and malycyously withheld Northampton agaynst the kynge.

¶ Item they that were taken at Kenelworth, which came from the sackynge of wynchester, or that otherwhere were agaynst the kynge, whome he hath not pardon.

¶ Item they that warred at Euesham agaynst the kyng.

¶ Item they that freely, wylfully, and vncompelled, sent any ayde agaynst the

the

the kynge or his sonne.

¶ Item the baylyffes and officers of the citie of Lyncester whiche robbed their neyghbours and procured manslaughters, housebrennynges and other euyls to be done, shall paye almoche as their landes be worthe by the space of .v. yeres. And that they payeng their raunsomes, shall haue their landes agayne, so that if their landes shulde be solde, none shall haue them but he that holdeth the same of the gyfte of the kynge, in case he wyl gyue so moche as a common purchasour, and with these termes that if the partye so redemyng his land, do satisfye for his hole land from the begynnyng he shal forthwith haue his hole lande, and likewyse he that satisfyeth for the halfe, or the thyrde parte, shall forthwith haue the halfe, or the thyrde parte. But yf at the laste terme appoynted the partye redemynge do not satisfye, the halfe of the landes remaynyng, shall remayne to them to whome they were gyuen by the kynges gyfte. Also the party redemynge shall be at lybertie within that terme to sell al or parte of his lande, and in lyke maner to let it to ferme. And if any haue woodes, and wyll sell them towardes their raunsome, he that holdeth the lande by the kynges gyfte, shall haue a competent seruaunt, that shall receyue the money. And the partye disherited whiche selleth the wood must haue one (in whome trusteth) and these two receyuours in the presence of the hole shyre shall paye the money receyued for the wood to them to whom redemption ought to be gyuen.

¶ The payment of this redemption must be done by thre yeres.

¶ Knyghtes and esquyers whiche were robbers and among the pryncypall robbers in warres and rodes, if they haue no landes but haue goodes, shall paye for their raunsome the halfe of their goodes, and shall fynde a sufficient suretie to kepe the peace of the king and of the realme from thenceforth.

¶ They that haue nothynge shall come and swere by holy gospelles of god, fyndynge sufficient suretyes that from thenceforth they shall kepe the peace, and suffer satisfaction and penaunce after the iudgement of the churche. Excepte persons banysshed, to whom the kyng only may remytte.

¶ The lordes of heyres within age, shall paye raunsome for them, and the heyres when they shall come to full age, shall pay raunsome to the lordes at the same termes wherat other payed by thre or two yeres. So that the lordes of suche landes shall haue the warde of the heyres with maryages without disparagement, vntyll their lawfull age, and the heyres shall pay raunsome as other haue payed, and at the same termes.

¶ The custodyes which are due to the kyng, shal remayne to them to whom they were gyuen by the kyng, and when the heyres shall come to lawfull age, they shall raunsome at the same termes as other dyd, and no waste must be done by them that haue the custodye, and if there be, iustyce shall be done agaynst them, according as is conteyned in Magna carta.

¶ If any before the battell of Lewes stode on the kynges parte, and after the battell he disheryted because he wolde not come to the kynges sonne, to his succour: let the kyng say his pleasure touchyng such vpon his fydelytie.

¶ Woodes may not be solde ne wasted by them that holde them nowe, in

any lyfe, but if it be for not keppnge the laſt terme of payment, not withſtandynge thete to whome the landes were gyuen by the kynge, ſhall haue neceſſaryes for the keppnge or reparation of the howſes, and otherwyſe doynge they ſhalbe greuously punyſhed.

¶ If thes be any of whom it is ſuppoſed that he will make or procure warre, the lorde legate and the kyng ſhal prouyde ſuch ſafety as ſhal ſeme expedyent by ſendynge them out of the realme for a tyme: or otherwyſe as they ſhall thynke conuenyent, to neuertheleſſe if it fortune ſuche a one to be lette from his payment or raunſome, he ſhal not be diſherited therfore.

¶ If there be any not content with this ordynaunce, let hym abyde the iugement of the kinges courte within the feaſt of ſayne Hilari. Suche as be out of the realme vpon lawfull cauſe, ſhall haue theyr ſauſconduit accordynge to the lawe and cuſtome of the realme for beynge beyonde the ſea, ſo that they kepe them ſelfe in peace, for elles they ſhal not be in the fourme of this peace.

¶ Bycauſe the kynge is bounden to many that holpe hym, and faythfully ſtoode by hym, for whome he hath prouyded no landes, and ſome haue more than they ſhoulde haue, lette the kynge prouyde that he largely rewarde them of the raunſomes that are to be taken, leſt it tourne to a matter of newe warre.

¶ Lette the lorde Legate, the kynge, and Henry of Almayne prouyde, that there be choſen twelue, whiche dyligently and faythfully may execute theſe thynges and that the kynge and his heires may cauſe them termely to be kepte and mayntayned. Let them alſo enquyre and fulfyll thoſe thynges that ſhall be ordeyned of the forſayde twelue, accordynge to reaſonable and true eſtymatyons, and after as the ſayd twelue ſhall thynke good to be done.

¶ Fermours that were agaynſt the kyng, ſhal lete their fermes, ſauyng the right of theyr lordes to whom they pay their yerely rent, and they that ſhall haue the fermes after the termes expyred ſhal render them to the true lordes.

¶ Concerning caſtelles builded by the kinges charters and by his conſent, & yet diſherited without his conſent, we award that after the raunſome payed within the ſpace of thre yeres, the lorde of the lande ſhall haue within fyre yeres, the coſtes whiche were layde vpon, afore this generall proclamation, by conſent of the kyng, or by reſonable eſchaunge of lande.

¶ Laye men that openly procured the bulynes of the erle of Leyceſter his complyces drawynge men by lyes and falſe tales and flyrynge them to the part of the erle and his adherentes, and withdrawyng them from the parte of the kynge and his ſonne, ſhalbe punyſhed by almoche as the two yeres value of theyr lande doth amounte.

¶ Such as were compelled, or dryuen by feare vnto the battail, and neither faught ne dyd hurt. Likewiſe impotent perſons whiche either by force or feare ſent theyr ſeruauntes agaynſt the kyng or his ſonne. And thoſe which being conſtrayned or led by feare were robbers and dyd robberyes with the principall robbers, and when they ſawe opportunitie withdrew, and returned to theyr houſes, and thoſe alſo that wytyngly bought others goodes ſhall reſtore the value of the goodes whiche they robbed or bought in ſuche maner,

and

and ſhall be amerced to the kynge for that they dyd agaynſt iuſtyce, and by cauſe the kynge dyd forbyd the ſame, halfe a yere nowe paſſed.

¶ They that by the commaundement of the erle of Leyceſter entred in to Northampton, and neyther caught ne dyd harme, but fled to the churche when they eſpyed the kynge comynge, and that beynge founde by lawfull perſons. Lykewyſe they that helde not of the ſayd erle, and come at his commaundment, ſhall paye the halfe yeres value of theyr lande. But they that helde of the erles fee, ſhall only be amerced to the kyng.

¶ Impotent men and other whiche dyd no harme ſhall be reſtored to theyr landes without delaye and recouer their damages in the kynges court.

¶ Lette falſe accuſers be punyſſhed aeynſt the kyng in ſuche wyſe as he beleue them not lyghtly therafter. And ſuch punyſhment muſt be done of them as belongeth to them that wrongfully haue cauſed the kynges lieges to be diſherited and vndone without peryll of life, maymyng and diſheriſon.

¶ They that were accuſed by malyce ſhal forthwith haue agayne their landes, and recouer theyr damages in the kynges courte, as is conteyned in the artycle nerte afore.

¶ Women ſhall haue theyr herytages and dowers of the fyrſt lordes. Touchynge theyr huſbandes which were agaynſt the kyng, they ſhall haue as the kyng hath ordeyned, and be raunſomed.

¶ The raunſome of them that were agaynſt the kynge ſhall ſtande in force, but of thoſe whiche in nothynge were agaynſt the kynge, no raunſome ſhall ſtande. But forthwith ſhall haue theyr landes agayne and recouer damages as afore. &c.

¶ Towchynge perſons malycyouſly accuſed, it hath ben alredy ſpoken, and that the accuſers ſhulde be punyſſhed, as afore is ſayd by ſubmyttynge them ſelfe to the awarde of the kynge and of other lordes, or els the thyng by concorde or peace made ſhall ſtande in his force.

¶ All perſons receyued to the peace by thoſe that had commiſſion therynto, ſhall remayne in ſuche eſtate as when they were receyued.

¶ All that be raunſomed, ſhall not be bounden to aunſwere for the harmes and treſpaſſes done by them in the tyme of the commotion aforeſayd, but hurtes and treſpaſſes ſhalbe forgyuen of eyther partie. Saynge neuertheleſſe the exaction to euery man that he ſhall not intermedle of the ſaid commotion ſaynge that that perteyneth to the churche.

¶ Bycauſe it ſemed daungerous that caſtelles ſhuld be in the power of them whiche offended agaynſt the kynge, we awarde and ordeyne towchynge the caſtelles of Herdley, Byham and Chertſey, that a reſonable exchaunge ſhall be gyuen for them.

¶ Touchynge Symon de Mountford erle of Leyceſter, his counteſſe and chyldren we ſaye nothynge, for the kyng hath put theyr matter in to the handes of the kynge of Fraunce.

¶ Towchynge London we commende it, and exhorte the kynge that he by his counſell wyll prouyde a reformation for the ſtate of the cytie, as concernyng theyr landes rentes houſes and lyberties, and that the ſame prouyſyon

may

may be made immediately.

¶ Concernynge the erle de Ferrariis, we awarde that he be punyſſhed by as moche as the value of his landes ſhall amounte vnto m. bit. peres.

¶ All thoſe of the caſtel ſhall be in the common fourme of peace, except Henry de Haſtynges, and thoſe that maymed the kynges meſſanger, whyche ſhall be impꝛyſoned. bii. peres, oꝛels put them ſelues in the kinges mercy.

¶ Lette all men from henſefoꝛth kepe the peace fyꝛmely and lette none commyt burnynge of howſes, robberyes, noꝛ other outrages agaynſt the peace, and who ſo doth, and be conuycte therof ſhall haue iugement accoꝛdynge to the lawe of the lande.

¶ Moꝛeouer all that haue to do in this behalfe, ſhall ſwere vpon the holy goſpelles of god, that none ſhall take reuengement, ne pꝛocure to be taken, noꝛ conſent oꝛ ſuffer that any reuengement be taken by occaſion of the commotion afoꝛeſayde. And if any take reuengement, he ſhall be punyſſhed after the cuſtome of the kynges courte.

¶ Let the churche be ſatyſfyed by them that haue hurte her in any poynt.

¶ If there be any that wyll not obſerue this awarde, noꝛ abyde the iudgement of the kynge by his peeres: all that be ſuche ſhall be of the numbꝛe of the diſherited, and ſhall haue no law to recouer theyꝛ landes. And if any holdynge the landes of perſons diſherited, be founde rebell to this awarde: he ſhall not be admytted to chalenge any ryght in the lande oꝛ raunſome gyuen hym by the kynge.

¶ Moꝛeouer who ſo wyll not agree to this awarde, let hym be had as enemy of the kynge, and his ſonnes, and of all the commynaltie. And the people and clergy (as farfoꝛth as the lawes and commons do permyt) ſhall purſue hym as enemy of the peace of the churche and of the realme.

¶ Suche as be impꝛyſoned, and in warde, fyndyng ſuffycient and reaſonable ſurety, ſhall be delyuered by pledges oꝛ by other aſſuraunce competent and reaſonable accoꝛdynge to the pꝛouiſion of the loꝛde Legat, and the king.

¶ Moꝛeouer no man by occaſion of the foꝛeſayd commotion may hereafter diſherit any perſon that by any lawe ought to ſuccede hym.

YOVEN and pꝛoclaymed in the caſtel of Kenelwoꝛth the daye befoꝛe the kalendes of Nouember, in the yere of the loꝛde. M. CC. lvi. the. LI. yere of the reygne of the loꝛde Henry the noble kynge of Englande of that name the thyꝛde.

¶ *The ſentence of curſe gyuen by the Byſſhoppes agaynſt the Breakers of the greate charter.*

THE YERE of our loꝛde a thouſande. CC. lvii. the thyꝛd day of May, in the great haule of the kynge at weſtmynſter, in the pꝛeſence and by the aſſent of the loꝛde Henry by the grace of god, kyng of England, and the loꝛd Richard erle of Cornewal his bꝛother, Roger Bigot erle of Noꝛfolke and Suffolke Marſhall of England, Humfrey erle of Herfoꝛd, Henry erle of Orfoꝛde, John erle warren, and other eſtates of the realme of England:

we

We Bonyface by the marcy of god archebishoppe of Canterbury, primate of all England, F of London, H of Ely, S of Worcestre, E of Lyncolne, W of Norwyche, H of Hertford, W of Salisbury, W of Durham, R of Excestre, H of Carlyle, W of Bathe, E of Rochester, T of Sayncte Dauides byshops apparelled in pontificals with tapers burnyng, against the brekers of the churches liberties & of the liberties or other customes of the realme of England, & namely of those which are cōteyned in the chartre of the common lybertyes of England and chartre of the forest, haue deuounced the sentence of excommunication in this fourme: By the auctorite of almyghtye god, the father the son and the holy ghost, and of the glorious mother of god and perpetuall virgyn Mary, of the blessed apostols Petre and Paule, and of all apostols, and of all Martyrs, of blessed Edward kyng of England, and of all the saintes of heuen: we excommunicate accurse and from the benefytes of our holy mother the churche we sequestre, all those that hereafter wyllyngly and maliciously deprue or spoyle the churche of her ryght. And all those that by auctorite, and fre customes conteined in the charters of the common liberties and of the forest, graunted by our lord the kynge, to archbyshops, byshops, & other prelates of England, and lykewyse to the erles, barons, knyghtes, and other freholders of the realme. And al that secretly, or openly by deede, word, or counsel do make statutes, or obserue theym beinge made, and that bringe in customes, or kepe them when they be brought in agaynst the sayd liberties or any of them, the writers, lawemakers, counsellours, and the executours of them, and all those that shall presume to iudge agaynst them. All and euerye whiche persons before mencyoned that wyttyngly shall commyt any thynge of the premysses, let them well knowe that they incurre the forsayd sentence ipso facto, i. vpon the dede done. And those that cōmyt ought ignorantly, & be admonyshed, except they reforme them selues within .xv. dayes after the time of the admonition, and make ful satysfaction for that they haue done at the wyl of the ordinary, shalbe from that tyme forth wrapped in the same sentence. And with the same sentence we burden all those that presume to perturbe the peace of oure soueraygne lorde the kynge and of the realme.

To the perpetuall memorye of whiche thynge, we the forsayd prelates haue putte oure seales to these presentes.

THE statute made at VVestmynster the thyrde yere of the reygne of kyng Edvvarde the fyrst.

THESE BE the actes of kynge Edwarde son to kynge Henry made at Westmynster at his fyrste parlyament generall after his coronation on the mondaye of Easter dtas, the .iii. yere of his reygne by his counsel, and by the assente of archebyshops byshops, abbots, pryours, erles, barons, and al the cõmunalty of the realme beyng thyther somoned, bycause our soueraygne lord the kynge had great zeale and desyre to redresse the state of the realme in suche thynges as requyred amendment for the common profite of holy churche and of the realme. And bycause the state of holy churche had bene euyll kepte, and the prelates and religious persons of the land greued many wayes and the people otherwyse intreated then they ought to be, and the peace lesse kept, and the lawes lesse vsed, and the offenders les punished then they ought to be, by reason wherof the peple of the land feared the lesse to offend, the kyng hath ordeined and establyshed these actes vnder written, whiche he intendeth to be necessary and profytable vnto the hole realme.

Cap. i. FIRST the kyng wylleth and commaundeth, that the peace of holy churche, and of the land be wel kept and mayntayned in al poyntes. And ꝙ̄ common ryght be done to al, as well poore as ryche, without respecte of persons. And bicause that abbots, and the religious of the land haue ben ouercharged and sore greued by the resort of gret men and other, so that theyr goodes haue not bene sufficyent for them selues, wherby they haue bene greatly hyndered and empourysshed, that they can not mainteine them selues, nor such charitie, as they haue bene accustomed to do: It is prouyded, that none shall come to eate or lodge in any house of religyon of any others foundation, then of his owne at the costes of the house, onles he be requyred by the gouernour of the house before his commyng thyther. And that none, of his owne costes, shal entre and come to lye there agaynste the wyll of theym that be of the house. And by this statute the kyng entendeth not, that the grace of hospytalitie shulde be withdrawen from suche as nede, nor that the foundours of suche monasteryes shulde ouercharge, or greue them by theyr often commyng. It is prouyded also that none hyghe nor lowe, by colour of kyndred, affinitie, or allyance or by any other occasion, shall course in any parke nor fyshe in any pond, nor come to eate, or to lodge in the house or manour of a prelate, or any other religyous personne, agaynste the wyll of the lorde or hys baylyffe, neyther at the coste of the lorde, nor at his owne. And yf he come in, or entre with the good wyll or agaynste the wyll of the lorde, or baylyffe, he shal cause no doore, locke, nor wyndowe, nor nothynge that is shutte, to be opened or broken by hym selfe nor any other, nor no maner of vitayle nor other thyng shal take by colour of byeng nor otherwyse. And that none shall thresshe corne, nor take corne, nor anye maner of byttayle, nor other goodes of prelate, man of

Hospitalitie.

Prelate.

religyon

relygion,or any other clerke,or lay perſon by colour of byenge nor otherwyſe agaynſt the wyl and lycenſe of hym,to whom the thynge belongeth, or of the kepar,be it within market towne or without.And that none ſhal take horſes, oxen,ploughes,cartes,ſhyppes,nor barges,to make cariage without the aſſent of hym to whom ſuche thinges belong.And yf he do it by the aſſent of the partye,then incontynent he ſhall paye accordynge to the couenaunt made betwene them. And they that offende agaynſte theſe actes, and thereof be attaynted,ſhalbe commytted to the kynges priſon, and after ſhall make fyne and be punyſhed accordyng to the quantitie and maner of the treſpas,and after as the kyng in his court ſhall thynke conuenyent.And it is to be knowen that yf they,to whom ſuche treſpas was done, wyl ſue for damages,they ſhal be therto receyued,and ſhalbe awarded and reſtored to the double. And they that haue done the treſpas ſhalbe likewiſe punyſhed in the maner aboue ſaid. And yf none wyll ſue,the kyng ſhall haue the ſuyte as for a thynge commytted agaynſt his commaundment and agaynſt his peace.And the kynge ſhall make inquyry from yere to yere what perſons do ſuche treſpaſſes,after as he ſhall thynke neceſſary and conuenyent.And they that be indyted by ſuche inqueſtes,ſhall be attached and dyſtrayned by the great dyſtreſſe, to come at a certayne day conteinyng the ſpace of a moneth in the kinges court,or wher it ſhal pleſe the kyng.And if they come not at that daye,they ſhal be dyſtrayned agayne of newe by the ſame dyſtreſſe,for to come at an other day,contaynyng the ſpace of fyre wekes at the leaſte, and yf they come not, then they ſhall be iudged as attaynted,and ſhall yelde double damages (at the kynges ſuyte) to ſuche as haue taken hurte or damage,and ſhal make a greuous fyne after the maner of the treſpas. And the kyng forbyddeth and commaundeth, that none from henſforth do hurte,damage, or greuaunce to anye religious man or perſon of the churche or any other byrauſe they haue denyed meate or lodgyng vnto them,or byeauſe that any complayneth in the kynges courte that the hath ben greued in any of the thynges aboue menſyoned. And yf any do, and therof be attaynted,he ſhal incurre the peyne aforeſayd.And it is further prouyded,that the poyntes aforeſayd ſhal as wel bynd our counſellours, Iuſtyces of foreſtes,and other our iuſtyces,as any other perſons,and that the forſayd poyntes be mayntenied,obſerued and kepte.Likewyſe the kyng forbyddeth vpon greuous forfeitures,that no prelate,abbot,man of religion,or bayliffe of any of them,or of other receyue any man contrary to the fourme aforeſayd.And that none ſhal ſend to the houſe or maner of a man of religion or of any other perſon,his men,horſe,or dogges to ſoiourne, nor none ſhall them receyue, and he that dothe (ſyenge the kynge hathe commaunded the contrary) ſhalbe greuouſly punyſhed.Yet is it further prouided,that ſhirifes from henſforth ſhal not lodge with any perſon,with any ſuche then.v.or.vi.horſes.And that they ſhal not greue religious men nor other by often commyng or lodgyng,neyther at theyr houſes,nor theyr maners.

Takyng.

Dyſtreſſe.

Lodgyng.

Shyrefſe.

¶ It is prouided alſo,that when a clerke is taken for gylty of felony,and is demaunded by the ordinarye, he ſhall be delyuered to him accordynge to the

Cap.ii. Clerke gylty of felony.

priuilege of holy churche in ſuche paryll as belongeth to it. after the cuſtome
afore tymes vſed. And the kyng admoniſhed the prelates, and enioyned them
vpon the fayth that they owe him, and for the common profyte and peace of
the realme that they, whiche be indyted of ſuche offences by ſolempne inqueſt
Prelates. of lawful men in the kinges court, in no maner ſhalbe delyuered without due
Purgation. purgation, ſo that the kyng ſhal not nede to prouide any other remedy therin.
Capi.iiij. ¶ It is prouided alſo, that nothing be demaunded nor taken from henſforth
Eſcape. nor leued by the ſhiriffe, nor by none other, for the eſcape of a thefe, or a felon
vntyl it be iudged for an eſcape by the iuſticers in eyre. And he that otherwiſe
doth, ſhall reſtore to him, or them that haue payde it, as muche as he or they
haue taken or receyued, and as muche alſo vnto the kyng.

Capi.iiij. ¶ Concernyng wrecke of the ſea it is agreed, that where a man, a dog, or a
wreke of the ſea. cat eſcape quycke out of the ſhyp, that ſuche ſhyp nor barge, nor any thynge
not wreke of any kynge quycke in ſuche within them, ſhalbe adiudged wrecke, but the goodes ſhalbe ſaued and kepte
by the view of the ſhiriffe, coronер, or the kynges bailiffe, and deliuered into the
handes of ſuche as are of the towne, where the goodes were founde, ſo that yf
any ſue for thoſe goodes, and after proue that they were his, or periſhed in
his kepyng within a yere and a day, they ſhall be reſtored to him without de-
lay. And yf not, they ſhall remayne to the kyng, and be ſeaſed by the ſhiriffes,
coroners and bailyffes of the towne, whiche ſhal anſwere before the Iuſty-
ces for a wrecke belongynge to the kynge. And where wrecke belongeth to
an other then to the kynge, he ſhall haue it in lyke maner. And he that other-
wyſe doth, and therof be attaynted, ſhall be awarded to priſon, and make fine
at the kynges wyll, and ſhall yelde damages alſo. And yf a bailyffe do it, and
it be dyſalowed by his lorde, and the lorde wyl not diſcharge him therof, the
bailyffe ſhall anſwere (yf he haue wherof) and yf he haue not wherof, the
lord ſhal delyuer his bailyffes body to the kyng.

Cap.v. ¶ And becauſe elections ought to be free, the king commaundeth vpon great
Election. forfaiture, that no great man nor other by force of armes or menacynge ſhall
diſtourbe any to make free election.

Capi.vi. ¶ And that no citie, borough, towne, nor any man be amerced without rea
Amerciamēt. ſonable cauſe, and according to the quantitie of his treſpas, that is to ſaye, e-
uery freman ſauyng his freholde, a marchaunt ſauynge his marchaundyſe, a
villaine ſauing his gaynure, and that by his or their peres.

Cap. vii. ¶ Of pyſes taken by conſtables, or caſtellaines vpon ſuche folke as be not
Pyſe. of the towne where the caſtell is, it is prouyded, that no conſtable nor caſtel-
layne from henſforth exacte any pyſe or lyke thyng of any other, then of ſuch
as be of their towne or caſtel: And that to be paid or elſe agrement to be made
within xl. dayes, yf it be not ſufficient pyſe due to the kyng, or to the caſtel, or
to the lorde of the caſtel.

Cap. viii ¶ And that nothyng be taken for fayer pledynge, as hath ben prohibit here-
Faire pleding tofore in the tyme of kyng Henry father to our ſouerayne lord that nowe is.
Cap. ix. ¶ And for as much as the peace of this realme hath bene euyl obſerued here
Freſſe ſuite. tofore for lacke of quycke and freſh ſuyte making after felons in due maner.

and

ner, and namely because of fraunchises, where felons are receyued: It is prouyded, that all generally be redy and apparelled at the commaundment and somons of shiriffes, and at the crye of the countrey, to sue and arreste felons (when any nede is) as wel within fraunchyse as without, and they that wyll not so do, and therof be attaynted, shal make a greuous fyne to the king. And yf default be found in the lord of the fraunchyse, the king shal take the same fraunchyse in hym selfe. And yf default be in the baylyffe, he shall haue one yeres imprisonment, and after shal make a greuous fyne. And yf he haue not wherof, he shall haue imprisonment of two yeres. And if the shyryffe, coroner, or any other baylyffe within suche fraunchyse or without, for reward or for prayer, or for any maner of affinitie, concele, consent, or procure to concele the felonies done in their liberties, or otherwyse wyl not attache nor arrest suche felons (there as they may) or other wise wyll not do their office for fauour borne to such misdoers, and be attaynted therof, they shal haue one yeres imprisonment, and after make a greuous fyne. And if they haue not wherof to make fine, they shal haue imprisonment of thre yeres.

Felone.

Felony.

¶ And for as much as mene persons and indiscrete, nowe of late are comenly chosen to the office of coroners, where it is requisite that persons wyse, lawful, and discrete shuld occupy suche offices: It is prouided, that throughe al shires sufficient men shalbe chosen to be coroners, of the moste wyse and discrete knightes, which knowe, wyl and may best attend vpon such offices, and which lawfully shal attach and present pleas of the crowne. And that shiriffes shal haue counterpaues with the coroners, as wel of appeales as of enquestes of attachementes, and of other thinges, whiche to that office do belonge. And that no coroner demaund nothing, nor take nothing of any man to do his office, vpon peyne of great forfeiture to the kyng.

Cap. x.
Coroners.

None shall be coroner but discrete men

Shyryffe.

¶ And for as muche as many beyng indited of murder, and culpable of the same, by fauourable inquestes taken by the shiriffe, and by the kynges writte of Odio et acia, be repleuyshed vnto the commyng of the Justycers in eyre: It is prouyded, that from henceforth suche inquestes shalbe taken by lawful men chosen and treyed out by the oth of twelue men (of whom two at the least shall be knightes) whiche by no affinitie touchyng the prisoners, nor otherwyse are to be suspected.

Cap. xi.
Inquest.
Odio et acia

¶ It is prouyded also, that notorious felons, and whiche openly be of euyll name, and wyll not put them selues in enquestes of felonyes, that men shall make them sure before the Justicers at the kinges suite, and shal haue strong and hard imprisonment, as they whiche refuse to be iustified by the common lawe of the land. But this is not to be vnderstanden of suche prisoners as be taken vpon light suspection.

Cap. xii.
Felons.

¶ And the kyng prohybyteth that none do rauysshe, nor take away by force any mayden within age (neither by her owne consent, nor without) nor anye wyfe, or mayden of ful age, nor any other woman agaynst her wyll. And yf any do, at his suite that wyl sue within .xl. dayes the kynge shall do common ryght, and if none commence his suyte within fourtye dates, the king shal sue. And such as be found culpable, shall haue two yeres imprysonment, and af-

Cap. xiii.
Rauissment

ter shall make fyne at the kynges pleasure. And yf they have not wherof they shall be punysshed by lenger imprysonement, accordynge as the trespace requyreth.

Cap.xiiii Outlawrie.

¶ And for as much as it hath ben vsed in some countreys to outlaw persons beyng appealed of commaundement, force, ayde and receipte without the same tyme that he which is appealed for the dede, is outlawed. It is prouyded and commaunded by the kyng, that none be outlawed vpon appele aforesaid vnder ment, force, ayde, or receipte, vntyll the that is appealed of the dede be attayntyd: so that one tyme in we be vsed therin throughout all the realme. Neuertheles he that wyll sue appele, shall not by reason of this statute be let or delayed to commence his appeale at the nexte comitye, agaynst them, or maynprise them agaynst theyr pryncypals, whiche be appealed of the dede, but theyr warrant shall remayne, vntyll suche as be appealed of the dede, be conuycte and put to outlawry or otherwyse.

Appele.

Cap.xv. Prison.

¶ And for as much as shiriffes, and other, which haue taken and kept in prison persons detected of felony, and incontynent haue let out by pleuyn suche as were not repleuysable, and haue kept in prison such as were repleuysable by cause they wolde not of the one partye, and gyuen the other: And for as much as before this tyme it was not determyned, what persons were repleuysable and whiche not, but onely for them that were taken for the deathe of man, or by commaundement of the kynge or of his iustyces, or for the forest: It is prouyded, and by the kyng commaunded, that all the pylfoners as before were outlawed, and they whiche haue abused the peas, prouors and suche as be taken with the maynour, and suche as haue broken the kynges prison, theues openly defamed and knowen, and suche as be appeled by prouors, so longe as the prouors be lyuyng (if they be not of good name) and suche as be taken for house burning felonously done or for falce monep, or for counterfaytyng the kynges seale, or persons excomunicate taken at the request of the bysshop, or for manyfest offences, or for treason touchyng the kyng, shalbe in no wyse repleuysable by the comon wrytt, nor without wryt. But such as be indyted of larceny by enquestes taken afore shiriffes or baylyffes in theyr office, or for lyght suspection, or for petty larceny, that amounteth not above the value of .xii.d. yf they were not gylty of some other larceny afore tyme, or gylty of receite of theues, or felons, or of commaundement or force, or of ayde in felony done, or gylty of some other trespasse, for whiche one ought not to leese lyfe nor membre, and a man appelled by a prouour after the deathe of the prouour (yf he be no common theefe nor defamed) shall from henceforth be let out by sufficyent suretye, whereof the shiryffe wyll be answerable, and that without geuing ought of theyr goodes. And yf the shyryffe or any other let any go at large by surety, that is not repleuysable, if he be shiriffe or constable, or any other baliffe of fee, whiche hath keepynge of pysons, and therof be attaynted, he shall leese his fee and office for euer. And yf the vndershyryffe, constable, or baylyffe of suche as haue fee for keepynge of pysons, do it contrary to the will of hys lorde, or anye other baylyffe beynge not of fee, they shal haue the peres imprysonment, and make fyne at the kynges pleasure. And yf anye withholde

Cap.xv. Prison.

Repleuin.

Cap.xvi. Prouour.

Shiryffe.

Cap.xvii. Imprisonment.

prysoners

pryſoners repleuiſable. after ẏ they haue offered ſufficient ſurety, he ſhal pay a greuous amerciament to the kyng. And if he take any reward for the delyuerance of ſuche, he ſhall pay it double to the pryſoner, and alſo ſhal pay a greuous amerciament vnto the kyng.

Ca. xvi. Marches. Cap. iiii. Dyſtreſſe.

¶ In ryght of that that Dyuers perſons take and cauſe to be taken the beaſtes of other, chaſyng them out of the ſhyre where the beaſtes were taken: It is prouyded, that none from henſeforth do ſo, and yf any do, he ſhall make a greuous fyne, as is conteyned in the ſtatute of Marlebrydge made in the tyme of kynge Henry, father to the kyng that nowe is. And lykewyſe it ſhall be done to theym whyche take beaſtes wrongfully, and dyſtrayne out of their fee, and ſhall be more greuouſly punyſhed, yf the maner of the treſpas do ſo requyre.

Ca. xvii. Dyſtreſſe.

¶ It is prouyded alſo, that if any from henſeforth take the beaſtes of other, and cauſe them to be dryuen into a caſtel or foꝛtres, and there within the cloſe of ſuche caſtel or foꝛtres, do withhold them agaynſt gage and pledges, wherupon the beſtes be ſolemly demaunded by the ſhyrryffe, or by ſome other baylyffe of the kynges at the ſuite of the playntiffe, and the ſame ſhyrryffe or baylyffe t: kyng with him the power of his ſhire or baylewyke do aſſay to make pleuyn of the beaſtes from him that toke them or from his lord, or from other beynge ſeruauntes of the lorde (what ſo euer they be) that are founde in the place, wherunto the beſtes were inchaſed: Yf any deforce him of the delyuerance of the beſtes, or that no man be found for the lord or for him that toke them, for to aunſwere and make the deliuerance, after ſuche tyme as the lord or taker ſhalbe admoniſhed to make delyuerance by the ſhiriffe, or bailiffe, yf he be in the countre, or nere, or there where as he may be conueniently warned by the taker, or by any other of his to make delyuerance, yf he were oute of the countre when the takyng was, and dyd not cauſe the beſtes to be delyuered incontinent: then the kyng for the treſpas and deſpite ſhal cauſe the ſaid caſtel or foꝛtres to be beten downe without recouere: And all the damages that the plaintiffe hath ſuſteyned in his beſtes, or in his gainure, or any other wyſe (after the fyrſte demaunde made by the ſhyrryffe or bailyffe for the beſtes) ſhall be reſtored to him double by the lorde or by him that toke the beaſtes, if he haue wherof, and if he haue not wherof, he ſhal haue it of the lord, at what tyme or in what maner the delyuerance be made after that the ſhyrryffe or bailiffe ſhal come to make delyuerance. And it is to wete that where the ſhyrryffe ought to retourn the kynges writ to the bailiffe of the lord of the caſtel or foꝛtres, or to any other) to whome the retourne belongeth) yf the baylyffe of the fraunchyſe wyll not make delyuerance after that the ſhyrryffe hath made his retourne vnto him, then ſhal the ſhiriffe execute and do his office without further delay, and vpon the foreſayd peyne, notwithſtanding any ſuche libertie. And if that be done in the marches of Wales, or in any other place, where the kinges writtes be not currant, the king which is chiefe and ſouerayne lord ouer al, ſhall do ryght therunto ſuche as wil complayne.

Pleuin. Caſtell. Shyrryffe. Marches of Wales.

Ca. xviii Fynes. Amerciments.

¶ For as muche as the common fyne and amercyament of the hole countye in eyre of the Juſtycers for falſe iudgementes, or for other treſpaſſers, is vn-

iustly assessed by shyrysses and extortioners in the shyres, so that the summe is many tymes increased, and the parcels otherwyse assessed then they ought to be, to the domage of the people, whiche be many times payd to the shirisses and extortioners, whiche do not acquyte the payers: It is prouyded, and the kyng wyll that from henseforth suche summes shalbe assessed before the Iusticers in eyre, afore theyr departure, by the othe of knyghtes and other honest men, vppon all suche as ought to paye. And the Iusticers shall cause the parcels to be put in theyr estreates, whiche shall be delyuered vp into the eschequer, and not the whole summe.

Othe

Cap. xix. Shirysses.

¶ In ryght of shyrysses or other, whiche aunswere by theyr owne handes vnto the eschequer, and whiche haue receyued of the kynges fathers dettes, or the kynges owne dettes before this tyme, and haue not acquyted the dettours in the eschequer: It is prouyded that the kynge shall sende good and lawfull men thorowe euery shire, to here all suche as wyll compleyne therof, and to determyne the matters there, that all suche as can proue that they haue payde, shalbe therof acquyted for euer, whiche (whether the shyrysses or other be lyuynge or deade) shall haue restytution of theyr owne in a certayne fourme that shalbe delyuered them. And suche as haue not so done (if they be liuynge) shal be grenously punyshed. And yf they be deade theyr heyres shall aunswere and be charged with the det. And the kyng hath commaunded that shyrysses and other aforesayde, shall from henseforth lawfully acquite the dettours at the nexte accompte after they haue receyued suche dettes, and then the det shalbe allowed in the eschequer, so that it shal no more come in the somons. And yf the shyrysse otherwyse do, and therof be atteynted he shal pay to the playntyffe thrise as muche as he hath receyued, and shall make fyne at the kynges pleasure. And let euery shyrysse take hede that he haue suche a receyuour, for whom he wyll aunswere. for the kyng wyll be recompensed of all of the shyrysses and theyr heyres. And yf any other that is aunswerable to the eschequer by his owne handes so do, he shall rendre thrise so muche to the plaintyfe and make fyne in lyke maner. And that the shyriffes shal make tailes to all suche as had payde theyr det to the kyng, and that the somons of the eschequer be shewed to al dettours that demaund a sight therof, without demeng to any, and that without takynge any money or rewarde, and he that dothe contrary, the kyng shall punyshe him grenously.

Det.

Tayles.

Cap. xx. Parkes. Pondes.

¶ It is prouyded also for trespassers in parkes and pondes, that yf any be therof atteynted at the suyte of the partye, great and large amendes shalbe awarded accordynge to the trespas, and thre yeres imprysonment, and after shal make fyne at the kynges pleasure (yf he haue wherof) and then shal find good surety that after he shal not commyt lyke trespas. And if he haue not wherof to make fyne, after thre yeres imprysonment, he shall fynde lyke suretye: and yf he cannot fynde lyke surety, he shall abiure the realme. And yf any being gilty therof, be fugitiue, and haue no land nor tenement sufficient (wherby he may be iustyfied) so lone as the kynge shall fynde it by enquest, he shal be proclaymed from countye to countie, and if he come not, he shall be outlawed. It is prouyded also and agreed, that if none do sue within a yere and a

daye

daye for the trespas done, the kynge shall haue the fyne. And suche as be founde gylty therof by lawfull enquest, shall be punysshed by lyke maner in all poyntes as aboue is sayd. And if any suche trespassour be attaynted, that he hath taken tame beastes or other thyng in his parkes by maner of robbery, in commyng, tarying, or retournyng, lette the common lawe be executed vpon hym, as vpon hym that is attaynted of open theft and robbery, as wel at the sute of the kynge as of the party.

Cap.xxi. Gardeyn.

¶ In ryght of landes, of heyres beynge within age, whiche be in warde of theyr lordes: It is prouyded, that the wardeyns shall kepe and susteyne the landes without makynge dystruction of any thynge. And that of suche maner of wardes shall be done in all poynts as is conteyned in the great charter of lyberties made in the tyme of kyng Henry, father of the kyng that now is, and that it be so vsed from henseforth. And in the same maner shall archebyshoprykes, byshoprykes, abbacies, churches, and all spirituall dignities be kepte in tyme of vacation.

Magna carta. Ca 4. et 5

Ca.xxii. warde. Mariage. Merton Cap.6. 2. West. Cap. 35. Gardeyn.

¶ Of heyres maryed within age, without the consent of theyr kepars, afore that they be paste the age of. xiiii. yeres, it shall be done accordynge as it is conteyned in the statute of Merton. And of theym whiche shall be maryed without the consent of their kepers, after they be paste the age of. xiiii. yeres, the kepar shall haue the double value of theyr mariage after the tenour of the same acte. Moreouer suche as haue withdrawen theyr mariage, shall pay the full value therof vnto theyr kepar for the trespas, and neuertheles the kynge shall haue lyke amendes accordynge to the same acte, of hym that hath so withdrawen. And of heyres females after they haue accomplysshed the age of. xiii. yeres, and the lorde (to whome the mariage belongeth) wyll not mary them, but for couetise of the lande wyll kepe them vnmaryed: It is prouyded, that the lorde shall not haue nor kepe by reason of mariage, the landes of such heyres females more than two yeres after the terme of the said xiiii. yeres. And yf the lorde within the sayd two yeres do not mary them, then shall they haue an action to recouer theyr inheritance quyte without gyuyng any thyng for theyr wardshyp or theyr mariage. And if they of malyce or by yll counsell wyll not be maryed by theyr chiefe lordes (where they shal not be disparaged) than theyr lordes may holde their land and inheritaunce, vntyll they haue accomplysshed the age of an heyre male, that is to wyte. xxi. yeres, and further vntyl they haue taken the value of the mariage.

Heyres females.

Ca.xxiii. Distresse. Dette.

¶ It is prouyded also, that in no cytie, borough, towne, market, nor faire, there be no foreyne person (whiche is of this realme) dystrayned for any dette, wherfore he is not dettour or pledge. And who soeuer dothe it, shall be greuously punished without delay, and the distres shalbe deliuered vnto hym by the bailyffes of the place, or by the kynges bailyffes, yf nede be.

Ca.xxiiii Desseysin.

¶ It is prouyded also, that no eschetour, shyryffe, nor other baylyffe of the kynge by colour of his office, without specyall waraunt or cõmaundment, or auctorite, certayne pertaynynge to his office, dysseise no man of his freholde, nor of any thynge belongyng to his freholde. And yf any do, it shalbe at the election of the dysseyse, whether that the kynge by office shall cause it to be amended

mended at his complaynt, or that he wil sue the cõmon law by an assise of nouel disseisin, and he that is attainted therof, shal pay double damages to the plaintife, and shalbe greuously amerced vnto the kyng.

Ca. xxv
West 2. Cap. 49. Mayntenaunce.

¶ No officer of the kynges by them selues, nor by other shall mayntayne pleas, suytes, or matters, hangynge in the kynges courte for landes tenementes, or other thynges, for to haue parte or profytte therof by couenaunt made betwene theym, and he that dothe, shall be punysshed at the kynges pleasure.

Ca. xxvi
Shyrysse.

¶ And that no shyrysse, nor other the kynges officer, take any reward to do his office, but shalbe payed of that they take of the kyng, and he that so doth, shal yelde twise so moche, and shalbe punished at the kinges pleasure.

Ca. xxvii
Clerke.

¶ And that no clerke of any Justycer, Eschetour, or Commissyoner in eyre, shall take any thyng for delyuerynge chapiters, but onely clerkes of Justycers in theyr circuites, whiche shal take. ii. s. and no more. Of euery wapentake hundred or towne that answereth by. xii. or by. vi. accordyng as it hath ben vsed of olde tyme. And he that doth contrary, shal pay thrise so muche as he hath taken, and shal leese the seruyce of his maister for one yere.

Capitu. xxviii.
Clerke. Presentmẽt. Mayntenaunce.

¶ And that none of the kynges clerkes, nor of any Justycer, from henceforth shall receyue the presentment of any churche, for the whiche any plea or debate is in the kynges courte, without specyall lycence of the kynge, and that the kynge forbydeth vpon peyne to lese the churche and his seruyce. And that no clerke of any Justycer or shyrysse take parte in any quarelles or matters dependyng in the kinges court, nor shal worke any fraude, wherby common ryght may be delayed or disturbed, and if any so do, he shall be punysshed by the peyne aforesayd, or more greuously, if the trespasse do so requyre.

Ca. xxix
Discrete. Collusyon.

¶ It is prouided also, that if any serieaunt pleder or other, do any maner of discret or collusion in the kynges courte, or consent to do it in discrete of the courte, or to begyle the courte or the partye, and therof be attaynted, he shall be imprysoned for a yere and a daye, and from thenceforth shall not be herde to pleade in that courte for any man. And if he be no pleder, he shall be imprysoned in lyke maner by the space of a yere and a day at the leaste. And yf the trespas requyre greater punyshment, it shall be at the kynges pleasure.

Offycer of fee.

And for almoche as many complayne them selues of offycers, crysours of fee and the marshalles of Justycers in eyre, takynge money wrongfully of such as recouer seasen of lande, or of them that optayne theyr suytes, and of fynes leuied, and of turours, townes, prisoners, and of other attached vpon pleas of the coroune, otherwise then they ought to do in dyuers maners. And for almoch as there is a greater number of them then there ought to be, wherby the people are sore greued, the kyng commaundeth, that such thynges be no more done from henceforth. And if any officer of fee do it, his office shalbe taken in to the kynges handes. And if any of the Justycers marshalles do it, they shalbe greuously punysshed at the kynges pleasure, and as well the one as the other shall pay vnto all complaynauntes the treble value of that they haue receyued in suche maner.

Ca. xxx.

¶ Towchynge them that take outrageous tolle, contrary to the common

custome

Tolle.

custome of the realme in market townes. ¶ It is prouyded, that if any by to
in the kynges townes, whiche is bayliffe in fee ferme, the kynge shall take
in to his owne hand the fraunchise of the market. And if it be an other towne
and the same be done by the lorde of the towne, the kynge shall do in like
maner. And if it be done by a bayliffe, or any meane officer without the com-
maundment of his lorde, he shall restore to the playntife a moche more for
the outrageous taking, as he had of hym if he had rayed his tolle, and
shall haue forty dayes imprysonment. To whych kynge extorsyns and burgesses, Murage.
to whome the kyng or his father hath graunted murage or tolle theim to wa- Cap. 37.
nes, whiche take suche murage otherwyse than it was graunted vnto them,
and therof be attaynted. Also prouyded, that they shal lese their graunt for
euermore, and shalbe grieuously amersed vnto the kyng. Ca.xxxi.

¶ Of suche as take bytayle or other kynges to the kynges vse vpon resi- Magna carta. Cap. 21.
dence, or to the garrison of a castell, or otherwyse, and when they haue reey- weff. 1. C. 2.
ued their payment in the eschequer, wold not be or otherwhere, they withholde Purneyour.
it from the creditours to their great damage, and sclaunder of the kynge. Taker.
It is prouyded for suche as haue landes or tenementes, that incontinent it
shall be layed of their landes, or of their goodes, and payed vnto the credi-
tours, with the damages that they haue sustayned, and shal make lyne for
the trespas, and if they haue no landes nor tenementes, then shalbe inprisso-
ned at the kynges will. And of suche as take parte of the kynges detters, or
other rewardes of the kynges creditours, for to make payment of the same
detters. It is prouyded, that they shal pay the double therof, and be grieuous-
ly punysshed at the kynges pleasure. And of suche as take hoyse or carres for
the kynges carryage more than is nedi, and take rewardes to lette fall the hoyse
or carres go. It is prouyded, that if any of the courte so do, he shall be grie- Cap. 30.
uously punysshed by the marshalles: and if it be done out of the courte, or
by one that is not of the court, and be therof attaynted, he shall pay treble da-
mages, and shal remayne in the kinges prison forty dayes. Ca.xxxii

¶ It is prouyded, that no shyrrffe shall suffer any barettours or maynte- Shyrrffe.
nours or quarelles in their shyres, neyther suardes of great lordes nor o- Barettour.
ther (onlesse he be attourney for his lorde) to make lyuyte nor to gyue iudge- Maynteynours.
mentes in the counties, nor to pronounce the iudgementes, if he be not spe- Cap.
cially requyred and prayed of all the sutours, and attourneys of the sutours
whiche shalbe at the courte. And if any do, the kyng shall punysshe grieuously
both the shyrrffe and hym that so doth. Ca xxxiii

¶ For asmoche there haue ben oftentymes founde in the countre tellers of Newes. Tales.
tales, whereby discorde or occasion of discorde hath many tymes arysen be-
twene the kynge and his people, or great men of this realme: For the da-
mage that hath and may therof ensue, it is comaunded, that from henceforth
none be so hardy to tell or publysshe any falle newes or tales, whereby discorde
or occasion of discorde or sclaunder may growe betwene the kynge and his
people, or the nobles. And he that so doth, shalbe kept in prison, vntil he hath
brought hym in to the courte, which was fyrst author of the tale. Capit.
xxxiiii.

¶ Of great men and their bayliffes and other (the kynges officers onely excepted

Attachment. exceptid, vnto whome speryall authoritie is gyuen) which at the complaynte of some, or by theyr owne authoritie, attache other passynge through the yr iurisdiction with theyr goodes, compellynge them to answere afore them vpon contractes, couenauntes, and trespasses done out of theyr iurisdiction where in deede they holde naught of them, nor within the fraunchyse (where theyr power is) in preiudyce of the kyng and his corowne, and to the damage of the people: It is prouyded, that none from henceforth so do, and if any do he shall pay to hym that by this occasion shalbe attached, his damages double, and shalbe greuously amerced to the kynge.

Cap. 35. Ayde. ¶ For asmoche as before this tyme reasonable ayde to make ones sonne knyght, or to mary his doughter, was neuer put in certayne, nor howe moche shulde be taken, nor at what tyme, whereby some leuyed vnreasonable ayde, and more often then semed necessary, wherby the people were sore greued: It is prouyded, that from henceforth of an hole knyghtes feethere be taken but .xx. s. And of .xx. pounde landes holden in socage .xx. s. and of more, more, and of lesse lesse, after the rate. And that none shal leuy such ayde to make his sonne knyght, vntyll his sonne be .xv. yeres of age, nor to mary his doughter, vntyll she be of the age of seuen yeres. And of that there shall be made mencyon in the kynges wyrte, fourmed on the same, when any wyll demaunde it. And if it happen, that the father, after he hath leuyed suche ayde of his tenauntes, dye before he hath maryed his doughter, the executours of the father shall be bounde to the doughter, for so moche as the father receyued for the ayde. And if the fathers goodes be not sufficyent, his heyre shall be charged therwith vnto the doughter.

Executours.

Cap. 36. Disseysin. ¶ It is prouyded also and agreed, that if any man be attaynted of disseysin done in tyme of the kynge that nowe is, with robbery of any maner of good or mouable, by recognisaunce of assyse of nouel disseisin, the iudgement shal be such, that the plaintiffe shal recouer seasen for the land with his damages as wel of the goodes and mouables aforesayd, as for the freehold, and the disseisour shal make fyne, which whether he be present or not (so it be presented) shal fyrst be awarded to prison. And in like maner it shalbe done of disseysin with force and armes, although there be no robbery.

Cap. 37. Attaynt. ¶ For asmoche as certayne people of this realme doubte very lytle to make a false othe (whiche they ought not to do) wherby muche people are disherited and lese theyr right: It is prouyded, that the kynge of his office shall from henceforth graunt attayntes vpō enquestes in plea of land, or of freehold, or of any thyng towchyng freehold, when it shal seme to hym necessary.

Cap. 38. Merits. Ass. Discent. ¶ And for as moche as it is longe tyme passed syns the wyttes vndernamed were ymitted: It is prouyded, that in conueyinge a discent in a wryte of right, none shall presume to declare of the season of his auncestour, further or beyonde the tyme of kyng Richard vncle of kyng Henry, father to the kyng that now is, and that a wryt of nouel disseisin, of partition, whiche is called Nuper obiit, haue their limitation syns the first voyage of king Henry, father to the kyng that now is, in to Gascoyne. And that wyttes of Mordedauncetour, of colinage, of ayell, of entre, and of Natiuis, haue theyr lymytacyon

Nuper obiit.

tyon from the coronation of the same kyng Henry, and not before. Neuerthelesse all wrytes purchased nowe by them selues, or to be purchased betweene this and the feast of saynt John for one yere complete, shalbe pleded from as long tyme as heretofore they haue ben vsed to be pleded.

Cap. 39. Voucher.

¶ For asmoche as many people are delayed of their ryghte by false vouchynge to warrantye: It is prouyded, that in wrytes of possession, fyrste of all in a writ of Mortdauncetour, of cosynage, of ayell, Nuper obiit, of intrusyon, and other lyke wrytes, wherby landes or tenementes are demaunded, whiche ought to discende, reuerte, remayne or eschete by the death of any auncetour, or otherwyse, if the tenaunte vouche to warranty, and the demaundaunt counterpleadeth hym, and wyll auerre by assyse, or by the countre, or otherwyse, as the courte wyll awarde, that the tenaunt or his auncestour (whose heyre he is) was the fyrst that entred after the death of hym, of whose season he demaundeth: The auerment of the demaundaunt shall be receyued, if the tenaunt wyll abyde therupon, and if not, he shall be further compelled to an other answere, if he haue not his warrantour present that wyll warraunt hym freely, and incontynent entre into the warraunty. Sauyng vnto the demaundaunt his exceptions agaynst hym, yf he wyl vouche further, as he had before agaynst the fyrst tenaunt. From henseforth in all maner of wrytes of entre, which make mention of degrees, none shal vouche out of the lyne, or in other wrytes of entre, where no mention is made of degrees, whiche wrytes shall not be mayntayned, but in cases where the other wrytes of degrees can not lye nor holde place. And in a writte of ryghte, it is prouyded, that if the tenaunt vouche to warranty, and the demaundaunt wyll counterpleade hym, and be redy to auerre by the countre, that he that is vouched, nor his auncetours, had neuer season of the lande or tenement, demaunded fee or seruyce by the handes of the tenaunte or his auncetours, syns the tyme of him, on whose season the demaundaunt declareth, vntyll the tyme that the writ was purchased, and the plea moued, wherby he myght haue infeffed the tenaunt or his auncetours: Then lette the auerment of the demaundant be receyued, if the tenant wyl abide therupon, and if not, the tenaunt shall be further compelled vnto an other answere, if he be not present that wyll warraunt hym freely, and incontynent entre in answere. Sauyng vnto the demaundaunt his exceptions agaynst hym, as he had afore agaynst the fyrst tenaunt. And the sayde exception shall haue place in a writ of Mortdauncetour, and in the other wrytes before named, as well as in wrytes that concerne ryghte. And if percase the tenaunt haue a deede that comprysseth warranty of an other man, which is bound in any of these cases before mentioned to the warranty of his elder degre, his recouery by a writ of warranty of charters out of the kynges chauncery shall be saued to hym, at what tyme soeuer he wyll purchase it, howbeit the plea shall not be delayed therfore.

warranty.

¶ Touchynge the other of champyons it is thus prouyded, bycause it is lyke to come happened, but that the champyon of the demaundaunt is forsworne, in that he sweareth that he or his father sawe the season of his lorde, or his

Cap. 40. Champion.

auncetour

auncetour, and that his father commaunded hym to decaygne the ryghte: that from henceforth the champyon of the demaundaunt shall not be compelled so to swere. Neuertheleſſe his othe shalbe kept in al other poynes.

Othe.

Cap. 41. Essoyne. ¶ For almoche as in a wryt of assise, attayntes, and Iuris utrum, the iurrours ben often troubled by reson of the essoines of tenauntes: It is prouyded, that after that the tenaunt hath ones appered in the court, he shalbe no more essoined, but shal make his attourney to sue for him if he wyl, and if not, the assise or iury shalbe taken through his defaulte.

Cap. 42. Parceners. ¶ For almoche as demaundauntes be oftentymes delayed of their ryghte, by reason that many parceners be tenauntes, of whiche none may be compelled to answere without the other, or that there be many joyntly infeffed (where none knoweth his seuerall, and such tenauntes oftentimes fourche by essoyne so that euery of them hath a seuerall essoyne: It is prouided, that from henceforth suche tenauntes shal not haue essoyne but at one day, no more then one sole tenaunt shuld haue, so that from henceforth they shall no more fourche, but only shall haue one essoyne.

Fourche.

Essoen.

Cap. 43. Essoen. ¶ For almoch as dyuers persons cause them selues falsely to be essoined (for beynge ouer the sea) where in deede they were within the realme the daye of the somons: It is prouyded from henceforth, that this essoyne be not alwaies allowed, if the demaundaunt wyll challenge it, and wyll be redy to averre that he was in Englande, the daye of somons and thre wekes after, but shall be atourned in this fourme, that if the demaundaunt be redy at a certayne daye by auerment of the countre, or otherwyse, as the court shall awarde, to proue that the tenaunt was within the foure seas the day that he was somoned, and thre wekes after, so that he myght be reasonably warned by the somons, the essoyne shalbe tourned in to a defaulte. And that is to be vnderstanden onely before Justycers.

Ca. 44: Delayes. ¶ Concernynge delayes in all maner of wryttes and attachementes, it is thus prouyded, that if the tenaunt or defendaunt after the fyrſt attachement retourned, make defaulte, that incontynent the great distresse shalbe awarded. And if the shyryffe do not make sufficyent retourne by a certayne daye, he shall be grenously amerced, and if he retourne that he hath done execution in due maner, and the issues delyuered to the sureties, than the shyryffe shall be commaunded, that he retourne issues at an other day before the Justycers. And if the partye beynge attached come in at his day to saue his defautes, he shall haue the issues, and if he come not, the kyng shal haue them. And the kynges Justycers shall cause them to be delyuered in the wardrobe. And the Justycers of the benche at westmynster, shall delyuer them in the eschequer, and Justycers in eyre vnto the shyryffe of the shyre (where they pleade) as well of that shyre as of foren shyres, and shalbe charged therwith in somons by the rolles of Justycers.

Issues.

Cap. 45. Plea. ¶ It is prouyded also, and commaunded by the kynge, that the Justycers of the kynges benche at westmynster from henceforth shall despche all pleas determynable at one daye before any matter be arrayned, or plea commenced the daye folowynge, saueynge that their essoyues shall be entred, iudged,

and

and allowed. Yet by reaſon hereof lette none preſume to ablent hym ſelfe, but let hym come at the day to him lymitted.

¶ It is prouyded alſo, that if any from henſeforth purchaſe a writte of nouel diſſeiſin, and he againſt whome the writ was brought as principall diſſeyſour, dyeth before the aſſyſe be paſſed, that than the heyre ſhall haue his writte of entre vpon diſſeyſin agaynſt the heyre of the diſſeyſour, or diſſeyſours (of what age ſoeuer they be.) In the ſame wyſe the heyre or heyres of the diſſeyſy ſhall haue theyr writtes of entre agaynſt the diſſeyſours or theyr heyres, of what age ſoeuer they be. And if peraduenture the dyſſeyſy dye before that he hath purchaſed his writte, ſo that for the Nonages of the heyres of the party or the other, the writte be not abated, nor the plea delayed, but as moche as may be without offendynge the lawe, it muſt be haſted to make freſhe ſuite after the diſſeyſin. And in lyke maner this ſhalbe obſerued in all poyntes, for the ryght of prelates, men of relygion, and other to whom landes nor tenementes can no wyſe diſcende after others death, whether they be diſſeſſes or diſſeiſours. And if the parties in pledyng come to an enqueſt, and it palleth againſt the heyre within age, and namely agaynſt the heyre of the diſſeyſy, that in ſuche caſe he ſhall haue an attaynte of the kynges ſpecyall grace.

Cap. 46. Diſſeyſin. Freſſhe ſuite. Attaynte.

¶ If a wardeyn or a chyefe lorde infeffe any man of lande that is the inheritaunce of a chylde within age and in his warde, to the diſheritaunce of the heyre: It is prouyded that the heyre ſhall forthwith haue his recouery by aſſyſe of nouel diſſeiſin agaynſt his wardeyne and agaynſt the tenaunt. And the ſeaſon ſhall be delyuered by the Juſtycers (if it be recouered) to the nexte frende of the heyre (to whome the inheritaunce can not diſcende) for to improw to the vſe of the heyre, and to anſwere for the iſſues vnto the heyre when he ſhall come vnto full age, and the wardeyne duryng his lyfe, ſhall leſe the cuſtody of the thynge recouered, and all the inheritaunce that he holdeth by reaſon of the heyre. And yf an other wardeyne than the chiefe lorde do it, he ſhall leſe the wardſhyp of all togyther, and be greuouſly punyſſhed by the kynge. And if the enfaunt be caryed away, or diſtourbed, by the wardeyne, or by the keffer, or by other, by reaſon wherof he can not ſue his aſſyſe, than may one of his nexte frendes (that wyll) ſue for hym whiche ſhall be therto admitted.

Ca. 47. Wardeyn. Nonage. wardſhyp.

¶ In a writ of dower called (Vnde nihil habet) the writte ſhall not abate by the exception of the tenaunt, bycauſe ſhe hath receyued her dower of an other man before her writte purchaſed, onleſſe he can ſhewe that ſhe hath receyued parte of her dower of hym ſelfe and in the ſame towne, before the writte purchaſed. And for as moche as the kyng hath ordeyned theſe thynges vnto the honour of god and holy churche, and for the common welthe, and for the remedy of ſuche as be greued, he wolde not that any other tyme it ſhuld turne in preiudice of hym ſelfe, or of his corowne, but that ſuche ryghtes as appertayne to hym ſhulde be ſaued in all poyntes. And for as moche as it is great charytie to do ryght vnto all men at all tymes (when nede ſhall be) by the aſſent of all the prelates it was prouyded that aſſiſes of nouel diſſeiſin, Mor-

Cap. 48. Dower.

bauncetour, and barrayne presentment shulde be taken in Aduente, septuagesime, and lente, euen as wel as enquestes may be taken, and that at the especyall request of the kyng, made vnto the bysshops.

¶ A statute of the extent of a manour made the fourth yere of kyng Edwarde the fyrste.

Fyrst it is to be inquyred of castelles and also of other buyldynges dyched aboute what the walles, buyldynges, tymber, stone, lead and other maner of couerynge is worthe. And howe they may be solde accordynge to the very value of the same walles and buyldynge. And for howe moche the buyldynges without the dyche may be solde, and what they be worth with the gardeyns, curtylages, due houses, and all other issues of the courte by yere. It is to be inquered also howe many fieldes are of the demeanes, and howe many acres are in euery fielde, and what euery acre is worth by the yere. Also how many acres of medowe are of the demeanes and howe moche euery acre by it selfe is worthe by the yere to be lette out. Also howe many acres of pasture there be and for what beastes or cattalles the same pasture is most necessary, and howe many it wyl fynd and of what maner, and what the pasture of euery beaste is worth to be lette out by the yere. Also foren pasture that is common howe many and what beastes and cattall the lorde may haue in the same, and howe moche the pasture of euery beaste is worthe by the yere to lette. Also it is to be inquyred of parkes and demeane woodes whiche the lorde may assarte and improue at his pleasure and howe many acres they contayne, and howe moche the herbage of an acre is worth, and howe moche the lande is worth after the wood is felled, and howe many acres it conteyneth, and howe moche euery acre is worthe by yere. Also it is to be inquyred of foren woodes where other men haue common and how moche the lord may improue to hym selfe of the same woodes, and howe many acres and for howe moche the herbage of euery acre may be sold, and howe moche the ground is worth yerely after that the wood is felled, and howe many acres it conteyneth and what euery acre is worthe by the yere. Also it is to be inquired whether the lorde may gyue or sell any thynge of the residue of the foresayde woodes, and what suche gyftes or sales are worthe by the yere. Also it is to be inquered pawnage and herbage of the towne and all other profyttes of forestes, woodes, ryuers, mores, hethes, and waste, and howe moche it is worthe by the yere. Also of mylles, fyshe, pondes, seuerall and common what they be worthe by the yere. Also it is to be inquered of freholders the whiche dwell without as well as within, that is to saye, howe many freholders there be, and what maner landes and tenementes, and what fees they holde, And by what seruyces whether it be by socage or knyghtes seruyce or otherwyse. And what they paye yerely of rent of assyse, and who holde by charter, and who not, and who by olde tenure and who by newe feffement. Also it is to be inquered of the sayd free tenauntes, whiche shall folowe the courte of the county, and whiche not, and what and howe moche falleth to the lorde after the death of suche free tenauntes.

Howdes of a survey

It is

It is to be inquired also of customary tenauntes, that is to wyte howe many there be, and howe moche lande euery of them holdeth, and what worckes and customes he dothe, and what the worckes and customes of euerye tenaunte be worth yerely, and how moche rent of assise he paid yerely, beſydes the worckes and customes, and whiche of them maye take at the wyl of the lorde and whiche not. It is also to be inquired of cotages, that is to say what cotages, and curtelages they hold, and by what seruice, and howe much they do pay by the yere for al theyr cotages & curtelages. It is also to be inquired of pleas & perquisites of the counties of the courtes of the forestes, with lawyng of dogges and howe moche they be worth by the yere in al the yssues. It is also to be inquyred of churches that belonge to the lordes gyfte, howe many there be, and what, and where and howe moch euery churche is worthe by the yere after the true estimation of the same. It is also to be inquyred what be the value of herriotes, fayres, markettes, eschetes, customes, seruices, and forreine worckes and customes, and what the pleas and perquisites of courtes, fynes, relyfes, and al other casualties are worthe by the yere that may fal in any of these thynges.

¶ A statute touchyng the offyce of corroners made the fourth yere of kynge Edwarde the fyrste

Coroner.

CORONER ought to inquyre these thynges, yf he be certified by the kynges baylyffes or other honest men of the countre. First he shal go to the places where any be slayne, or sodenly deade, or wounded, or where houses are broken, or where tresour is sayde to be founde, and shall forthwith commaunde foure of the nexte townes or fyue or syxe to appere before him in suche a place, and when they are comen thither, the corroner vpon the othe of theym shall inquyre in thys maner: That is to wyte, yf they knowe where the personne was fyrste slayne whether it were in any house, felde, bedde, tauerne, or in company, and who were there, lykewyse it is to be inquyred, who were culpable, eyther of the act, or of the force, and who presente, eyther men or women, and of what age so euer they be (if they can speke, or haue any discretion) and howe many be found culpable by the enquest in any of the sayde manors, wherupon they shalbe taken and delyuered to the shiriffe, and shall be commytted to the gayle, and suche as be founden and be not culpable, shalbe attached vntyl the comminge of the iustices, and theyr names shall be written in rolles. If it fortune any man to be slayne sodenly, which is found in the feldes or in the woodes, fyrst it is to be seen, whether he were slayne in the same place or not. And he were brought and layde there, they shall do as moche as they can, to folowe theyr steppes that brought him thither, whither he were broughte upon a horse or in a carte. It shall be inquyred also yf the deade personne were knowen, or else a straunger, and where he laye the nyghte before. And yf any be founde culpable of the murdre, the corroners shal immedyatly go vnto his house, and shall inquyre what goodes he hath, and what corne he hathe in his graunge: and yf he be a free man, they shal inquyre how moche lande he hath, and what

it is worth yerely, and further what croppe he hath vpon the grounde. And when they haue thus inquyred vpon euery thing, they shal cause al the land, corne, and goodes to be valued, in lyke maner as yf they shulde solde incontinently, and therupon they shall be deliuered to the hole to wnesshyppe, which shalbe aunswerable before the Justices for all. And lykewyse of his freholde howe moche it is worth yerely ouer and aboue the seruice due to the lordes of the fee, and the land shal remayne in the kinges handes, vntyl that the lordes of the fee haue made fyne for it. And immediatly vpon these thinges beynge inquyred, the bodyes of suche persons beyng deade or slayne shall be buryed. In like maner it is to be inquired of them that be drowned, or sodenly slayne, or strangled by the signe of a cord tyed straycht about theyr neckes, or about any of theyr membres, or vpon anye other hurte founde vpon theyr bodyes, wherupon they shall procede in the fourme abouesayde, and yf they were not slayne, then ought the coroner to attache the fynders and all other in the company. A coroner also oughte to enquyre of tresour that is founden, who were the finders and like wise who is suspected therof, & that may be wel perceyued wher one liueth riotously haunting tauernes, and hath done so of long tyme, herupon he may be attached for this suspection by .iiii. vi. or mo pledges yf he may be founde. Further yf any be appealed of rape, he must be attached yf the appeale be freshe, and they muste se an apparant signe of truth by effusion of blode, or an open cry made, and such shalbe by .iiii. or .vi. pledges if they may be found. If the apeale were without cry, or without any manifest signe or token, two pledges shalbe sufficient. Upon appeale of woundes, specyally if the woũdes be mortal, the parties appeled shalbe taken immediatly, and kept vntyl it be knowen perfytely, whither he that is hurt shal recouer or not. And yf he dye the defendaunt shalbe kepte. And if he recouer helthe, they shall be attached by .iiii. or .vi. pledges, after as the wound is great or smal. If it be for a maime, he shal find no les thē .iiii. pledges, if it be for a smal woũd or a maime .ii. pledges shal suffice. Also al woũdes ought to be viewed the length, bredth, and depenes, and with what wepons, and in what part of the body the woũd or hurte is, and howe many be culpable, and howe many woundes there be, and who gaue the wound, al which thinges must be inrolled in the roll of the coroners. More ouer yf any be appealed of an acte done as principall, they that be appealed of the force shalbe attached also, and surely kept in ward, vntyl the principals be atteinted. Concerning horses, botes, cartes. &c. wherby any are slaine, that properly are called deodande, they shall be valued and deliuered vnto the townes as before is sayde. Concernynge wrecke of the sea, whersoeuer it be found, yf any lay handes on it, he shalbe attached by sufficyent pledges, and the price of the wrecke shall be valued and deliuered to the townes. If any be suspected of the death of any man beyng in daũger of life, he shalbe taken and imprisoned as before is sayd. In lyke maner hue shall be leuyed for al murders, burglaries, and for men slaine, or in parpl to be slaine, as other wher is vsed in England, and al shal folowe the hue and steppes, as nere as can be. And he that doth not, and is conuict therupon, shalbe attached to be afore the iustices of the gayle. &c.

Appeale. Rape.

Pledges.

Wrecke of the sea.

Hue.

The

¶ Statute of Bigamy made the fourth yere of Edward the first.

IN the presence of certayne reuerende fathers byshops of England and other of the kynges counsel, the constitutions vnderwritten were recyted, and after harde and publysshed before the kynge and his counsel for as moche as al the kynges counsell as wel Justycers as other dyd agree that they shuld be put in wrytyng for a perpetual memory, and that they shulde be stedfastly obserued.

CONcernyng pleas where the tenant sayth that he can aunswere without the king. It is agreed by the iusticers & otherwise men of the kinges counsel, which herefore haue had the vse and practise of iudgementes, that where a feffement was made by the kinge with a dede therupon, that if another person by a lyke feffement and lyke dede be bounden to warranty. The Justices could not herefore haue proceded any further without the kinges cōmaundment had therfore. And it semeth also that they could not

Capi. i. Feffement.

¶ In certaine cases as where the kinge hath confirmed .ro ratified the dede of another man to the vse of another, or hath graunted any thing asmoche as in him is, or where a deede is shewed and clause conteined therin, wherby he ought to warrantise and in lyke cases they shal not surceasse by occasion of a confirmation graūt or surrendre or other lyke, but after aduertisement made therof to the kynge they shal procede without delay.

Cap. ii. Warranty.

¶ Concernyng the endowment of women where the wardeyns of their husbandes inheritance haue wardship by the gyft or graunt of the kyng or whersuch wardeins be tenātes of the thing in demaund, or if the heires of such landes be vouched to warranty, if they say that they cannot answere without the king, they shal not surcesse vpon the matter therfore, but shal procede therin accordynge to the ryght.

Cap. iii. Dower.

¶ Concernyng purprestures or any maner of vsurpations made vpon the king within franchises or els wher. It was agreed and determined in the tyme of king Henry, that wher such vsurpours were liuing, the kinge shuld release of newe the land so vsurped out of the handes of vsurpours, the which thyng also shalbe from henceforth obserued in the realme, and if any do complaine vpon suche releasers he shalbe herd lyke as ryght requyreth.

Cap. iiii. Purprestures.

¶ Concerning men twise maried, called bygamy, whom the byshop of Rome by a constitution made at the counsel of Lions hath excluded from al clerkes priuilege, wherupon certaine prelates (when suche persons haue bene attainted for felons) haue prayed for to haue them deliuered as clerkes whiche were made bigamy before the same constitution. It is agreed and declared before the kyng and his counsel that the same constitution shall be vnderstanden in this wyse, that whither they were bigamy before the same constitution or after they shal not from henceforth be deliuered to the prelates, but iustyce shall be executed vpon them as vpon other lay people.

Cap. v. Bigamy.

Clerkes.

¶ In dedes also wher is conteyned Dedi & concessi tale tenementum without homage, or without a clause that contayneth warrantye, and to be holden of the gyuers and theyr heyres by a certayne seruyce. It is agreed that the

Capi. vi. Dede of gyft

gyuers and theyr heyres shalde bounden to warranty. And where is conteyned dedi & concessi, &c. to be holden of the chiefe lordes of the fee or of other and not of the feffours or of theyr heyres, reseruyng no seruice without homage, or without the foresayde clause, theyr heyres shall not be bounden to warranty, notwithstanding the feffour during his owne life by force of his owne gift shalbe bounden to warranty. All these constitutions aforesayd were made at Westminster, in the parliment holden next after the feast of saint Mighel, the .xiii. yere of the reine of king Edward sonne of king Henry. And from that tyme forth they shal take effecte.

¶ The statutes made at Gloucestre, in the fyfte yere of kyng Edward the first.

FOR the great mischyefes and disherisons that the people of the realme of England haue heretofore suffred throughe defaut of the law that fayled in dyuers cases within the same realme. Our souerayne lorde the kynge, for the amendment of the land, for the relyefe of his people, and to eschewe suche mischiefes, damages, and disherysons, hath prouided and establysshed these actes vnder written, wylling and commaunding, that from henseforth they be fyrmely obserued within this realme.

Capi. i. Damages.

WHer as hertofore damages were not awarded in assyses of nouel disseisin, but onely against the disseisours. It is prouided, that if the disseisours do alyene the landes, and haue not wherof, ther may be damages leued, that they to whose hãdes suche tenementes shal come, shalbe charged with the damages, so ỹ euery one of them shalbe charged with ỹ damages for his time. It is prouyded also, that the dysseisie shall recouer damages in a writ of entre grounded vpon dysseison, agaynst him that is found tenant after the dysseysour. It is prouided also, that where before this tyme damages were not awarded in a plee of Mortdancetour (but in case where landes were recouered against chiefe lordes) that from henseforth damages shalbe awarded in al cases, wher a man recouereth by assise of Mortdauncetour, as before is sayd in assise of nouel disseisin. And lykewyse damages shall be recouered in writtes of cosinage, ayel, and besaiel. And where as before time damages were not taxed, but to the value of the yssues of the land. It is prouided, ỹ the demaundant shal recouer against the tenant the costes of his writ purchased togither with the damages abouesaid. And this acte shall hold place in al cases where the party is to recouer damages. And euery man from henseforth shalbe cõpelled to rendre damages, where the lande is recouered against him, vpon his owne intrusion, or other his owne acte.

Disseisin.

Capi. ii. Infant.

¶ If a chylde within age be holden from his heritage after the death of hys father, graundfather, or great graunfather, wherby he is driuen is his writ, and his aduersary commeth into the court, and for his aunswere alledgeth a feffement, or pleedeth some other thing, wherby the iusticers award an inquest there where as the ful inquest was deferred vnto the full age of the infant, nowe the inquest shal passe as wel as if he were of ful age.

Inquest.

It

¶It is establyshed also, that yf a man alyene the lande that he holdeth by the law of England, his son shal not be barred by the dede of his father (from whom no heritage to him descended) to demaunde and recouer by writte of Mortdauncetour of the seasen of his mother, although it be mencyoned in the dede, that his father dyd bynd him and his heyres to warranty. And yf any heritage dyscend to him of his fathers syde, then he shall be barred for the value of the heritage that is to him dyscended. And yf in such case, after the dethe of his father, any inheritance dyscende to hym by the same father, then shal the tenaunt recouer agaynste him of the seasen of his mother by a iudycyall writ, that shal issue out of the rolles of the Justycers before whome the plea was pleded, to resomon his warrantye as before hath bene done in lyke cases, where the heyre of the warrantour cometh into the court, sayenge that naught dyscended from him, vpon whose dede he is vouched. And in like maner the issue of the son shal recouer by writ of cosinage, ayel, and besayel. Lykewyse and in lyke maner the heyre of the wyfe shall not be barred after the death of his father and mother for to demaunde by action, the inheritance of his mother by writ of entre, which his father dyd aliene in the time of his mother, wherof no fyne is leuyed in the kynges courte.

Cap: iii. Alienation.

warranty.

¶Also yf a man let his lande to ferme, or to fynde estouers, in meate or in clothe, amountynge to the fourthe parte of the verye value of the lande so charged, and letteth it lye freshe, so that the partye can fynde no dystresse there by the space of two or thre yeres to compell the fermoure to rendre, or to do as is conteyned in the writyng or leasse. It is established that after the two yeres passed the lessour shal haue an action to demaunde the lande in demeane by a writ out of the chauncery. And yf he agaynste whom the lande is demaunded come before iudgement, and pape the arrerages, and the damages, and fynde suretye (suche as the court shal thynke sufficyent) to pay from thensforth, as is contayned in the writyng of his lesse, he shal kepe the land. And yf he tarye vntyll it be recouered by iudgemente, he shall be barred for euer after.

Cap. iiii. Dystresse.

Leasse.

Barre.

¶It is prouyded also, that a man from henseforth shal haue a writ of wast in the chauncery agaynst him that holdeth by lawe of England, or otherwise for terme of life, or of yeres, or a woman that holdeth in dower. And who that is attaynted of wast, shal lese the thing wasted, and moreouer shal recompence thryse so muche as the wast shalbe rated at. And for wast made in the tyme of wardeshyp, it shalbe done, as is conteyned in the sayde greate chartre, that is to saye, that he whiche dyd waste, duryng the custody, shall leese the wardeshyppe: It is agreed that he shall recompence the heyre his damages for the wast, yf so be that the wardeshyp lost, do not amount to the value of the damages of the heire of the same ward.

Cap. v. waste.

wardshyppe.

¶It is prouyded also, that yf a man dye hauing many heires, of whom one is son or doughter, brother, or suster, nephewe, or nece, & the other be of a further degre, al the heires shal recouer ffō henceforth by a writ of Mortdācetour.

Capi. vi. Mortdauncestour.

¶Also yf a woman sell or gyue in fee or for terme of lyfe, the lande that she holdeth in dower: It is ordeyned, that the heyre, or he to whome the lande

Cap. vii. Dower.

ought to reuert after the death of ſuch woman ſhal immediatly recouer by a writ of entre in the chauncery.

Cap. viii
Shiriffes.
Treſpas.

¶ It is prouyded alſo, that ſhyryffes ſhall plede pleas of treſpas in theyr coũties, as they haue ben accuſtomed to be pleded. And that none from henſe forth ſhall haue writtes of treſpas before Juſtycers, onles he ſweare by hys fayth, that the goodes taken away were worth fourty ſhillynges at the leaſt. And yf he compleyne of betyng, he ſhal ſwere by his fayth that hys pleynt is trewe. Touching woundes and maymes, a man ſhal haue his writ as before hath ben vſed. And it is agreed, that the defendantes in ſuch pleas may make theyr attourneys, where appeale lyeth not, ſo that yf they be atteynted beyng abſent, then the ſhyryffe ſhall be commaunded to take theym, and ſhall haue like peine as they ſhuld haue had, if they had ben preſent at the iudgement gyuen. And yf the plaintyffes, from henſforth in ſuche treſpalles cauſe them ſelf to be eſſoined after the laſt apparãce, day ſhalbe gyuen them vnto the coming of the iuſticers in eyre, and the defendantes in the mene time ſhalbe in peace. In ſuch pleas and other, wher as attachmentes and diſtreſſes do lye, if the defendant eſſoyne him ſelfe of the kinges ſeruice, and do not bring his warrant in, at the daye gyuen hym by the eſſoyne: It is prouyded, that he ſhal recompence the plaintiffe damages for his iourney twenty ſhillinges, or more after diſcretion of the Juſtycers, and neuertheles ſhalbe greuouſly amerced vnto the kyng.

Wounde.
Mayme.
Attourney.

Eſſoyne.

Cap. ix.
Death of man.
Felony.

¶ It is prouyded alſo, that no writ ſhal from henſforth iſſue out of the chaũcery for the deathe of man, to enquire whether he were ſlayne by myſfortune, or in his defence, or otherwyſe without felony. And yf he be in pryſon before the commyng of the Juſticers in eyre, or Juſtycers aſſygned to the gayle delyuere, and putteth him ſelfe before them for good and euyl: in caſe it be found by the countrey, that he did it in his defence, or by miſfortune, then the iuſtycers ſhal do the kynge to wyte therof, and the kynge ſhal take hym to hys grace, yf it pleaſe him. It is prouided alſo, that no appeale ſhall be abated ſo ſone as they haue ben heretofore, but yf the appelour declare the dede, the yere, the day, the howre, the tyme of the kynge, and the towne where the dede was done, and with what weapon he was ſlayne, the appele ſhal ſtand in effect, and ſhal not be abated for defaulte of freſh ſuite, wherby the party ſhall ſue within the yere and the day after the dede done.

Appellour.

Capi. x.
Parceners.
Forcher.

¶ Where as it is contayned in the ſtatute of the kynge, that now is, that two parceners, or two that holde in common, may not forche by eſſoyne, after that they haue ones appered in the court: It is prouided that the ſame be obſerued and kept, in caſe where a man and his wyfe be impleded in the kinges courte.

Capi. xi.
London.
Collusion.
Leaſſe.
Termour.

¶ It is prouyded alſo, that yf a man leſſe his landes for terme of yeres within the citie of London, and he to whome the freholde belongeth, cauſeth hym ſelfe to be impleded by collusyon and maketh defaut after defaute, or cometh into the court, and gyueth it vp, for to make the termour leſe his terme, and the demaundaunt optayneth his ſuyte, ſo that the termour maye recouer by writ of couenaunt. The Mayre, and the bayliffes may inquyre by a good inqueſte in the preſence of the termour and of the demaundaunte, whither the

demaundant

demaundaunt moued his plee vpon good ryght that he had, or by collusion and fraud, to make the termour leese his terme. And yf it be founde by the inquest, that the demaundant moued his ple vpon good ryght that he had, the iudgement shalbe giuen forthwith. And yf it be founde by inquest, that he impleded him by fraud to put the termour from his terme, then shal the termour enioy his terme, and the execution of iudgement for the demaundant shall be suspended vntyll the terme be expyred. And in lyke maner it shall be of equitie before Justycers in suche case, yf the termour do chalenge it afore the iudgement gyuen.

¶ It is prouyded also, that yf a man be impleded for lande in the same citie, and dothe vouche a forayne to warrantye, he shall come into the chaunsery, and haue a writ to somon his warrantour at a certaine day before the iustycers of the benche, and an other wryt to the Mayre and bailiffes, that they shall surcesse in in the matter that is before them by wryt, vntyll the cause of the warrantye be determyned before the Justycers of the benche. And when the warranty shalbe once determyned before the Justycers of the bench, then shal he that is vouched be commaunded to go into London, to aunswere vnto the thyefe plea. And a wryt shalbe awarded for the demaundaunt by the iustycers vnto the Mayre and baylyffes, that they shall procede in the plea. And yf the demaundaunt recouer agaynst the tenaunt, the tenaunt shal come before the Justycers of the benche, whiche shall dyrecte a wryt to the Mayre and baylyffes that yf the tenaunte haue lost his land, that they shal cause the land to be extended, and valued, and shal returne the extente at a certayn day into the benche, and after it shall be commaunded to the shyryffe of the shyre (where the warraunty was somoned) that he shall cause the party that dothe vouche, to haue as mothe of the lande of the warrantour in value as he lost. Cap. xii. London. Forayn. Voucher. warranty.

¶ It is prouyded also, that after suche tyme as a plea is moued in the citie of London by writ, the tenaunt shall haue no power to make any waste or estripament of the land beyng in demaunde (hangyng the plea) and yf he do, the Maire and bailiffes shal cause to be kepte at the suite of the demaundaunte. And the same ordinance and statute shalbe obserued in other cities, burghes, and euery where throughe out the realme. Cap. xiii London. waste. Estripament.

¶ The kyng of his specyall grace graunteth vnto his citezens of London, that where as before tymes they that were dysseased of theyr freholde in the same citie, coulde not recouer theyr damages before the comyng of the Justicers to the towre, that from henceforth the dissesies shall haue damages by recognysance of the same assyse, wherby they recouered theyr landes. And the dysseysours shalbe amerced before two barons of the eschequer, whiche shal resorte ones a yere into the citie to do it. And it shalbe commaunded vnto the barons, and to the treasourer of the eschequer, that they shall cause it euerye yere to be leuied by two of them at their dyrising. And the amerciamentes by the somons of the eschequer shalbe leuyed to the kynges vse, and be deliuered vp in the eschequer. Cap. xiiii London. Dysseysin. Eschequer. Amerciament

¶ It is prouyded also, that the Mayre, and baylyffes before the commynge Cap. xv. London.

wynes. of thoſe barons, ſhall inquyre of wynes ſolde agaynſte the aſſyſe, and ſhal preſent it before them at theyr commyng, and then ſhall be amerced where before they were wont to tary vnto the commyng of the Juſtycers in eire. Gyuen at Glouceſtre, the. iiii. day of Octobre, the. vi. yere of the reyne of kyng Edwarde the ſonne of kyng Henry.

¶ Expoſitions vpon the ſtatute of Glouceſtre.

AFTERVVARDE by the kyng our ſouerayne lorde, and his Juſtycers, certayne expoſitions were made vpon ſome of the artycles aboue mencyoned, that is to wyte, to the fyrſte artycle, that for entreyes by dyſſeyſon, damages ſhal runne from the tyme of the ſtatute publiſhed. In the ſame wyſe, for damages in wrttes of entre vpon dyſſeyſon, and in all wrytte of Mordauncetour, touſynage, ayel, or beſayel. Touchyng intruſion by ones owne acte by any maner of wrytte, damages ſhall runne after the wrytte purchaſed agaynſte them that helde by ſtatute, albeit that theyr auncetours dyed ſeaſed therof. Touchynge inqueſtes to be made of ſuche as be within age, the ſtatute ſhall runne without limitation of tyme. Touchynge alienation of landes holden by the lawe of Englande, the ſtatute ſhall runne for ſuche landes beynge alyened after the tyme of the ſtatute publyſhed. In lyke maner the ſtatute ſhal extende and runne vpon the landes of a wyfe alyened by her huſbande (where as no fyne was leuyed.) Touchynge landes beynge let in fee ferme, vpon condition to paye therfore yerelye the fourthe parte of the very value therof, the ſtatute ſhal runne and extend as wel vnto landes that were leſſed before the makyng of the ſtatute as after, in caſe that the tenaunte haue withholden aboue the ſpace of two yeres that, that he ſhulde haue payde to his leſſour yerely accordyng to the fourme of his couenant. And as to the punyſhment of waſt in all caſes (excepte it be of dowers and wardes) it ſhal be vnderſtanden of waſtes done ſythens the ſtatute publyſſhed. And as concernynge them whiche do alyene theyr dowers, it ſhalbe alwayes vnderſtanden after the publyſhyng of the ſtatute. Gyuen at Glouceſtre the ſondaynexte after the feaſt of ſaynt Peter ad vincula, the. vi. yere of the reyne of kyng Edwarde the fyrſt.

¶ A ſtatute forbyddynge bearynge of armour, made the. vii. yere of Edwarde the fyrſt.

EDVVARDE by the grace of god kynge of Englande, lorde of Irelande, duke of Acquitaine, to his Juſtyces of his benche, greetyng. Where as of late certayne perſons deputed to treate vpon ſundry debates had betwene vs and certayne great men of our realme. Amongeſt other thynges it was accorded, that in our next parlyment after prouyſions beyng made by vs and by the common aſſent of the prelates, erles, and barons, that in all parlyamentes, treaties, and other aſſemblies, whiche ſhulde be made in the realme of Englande for euer, that euery man ſhall come without all force and armour well and peaciblyꝰ

cibly to the honour of vs, and of the peace of vs and our realme. And nowe in our parlyament at westmynster after the sayd treatyse, the prelates, erles, barons and the comminaltie of our realme there assembled, to take aduise of this busynes, haue sayd, that to vs it belongeth, and our parte is throughe our royall signorie, stregthly to defend force of armour, and all other force agaynst our peace, at all tymes when it shall please vs, and to punysshe them whiche shal do contrary, accordynge to the lawes and vsages of our realme. And herebnto they are bounde to ayde vs as they? soueraine lorde at all seasons whan nede shall be. We commaunde you, that ye cause these thynges to be redde afore you in the sayde benche, and there to be enrolled. Gyuen at Westmynster, the. x x x. day of October, the seuenth yere of our reygne.

¶ The statute of Wortmayne, made the. vii. yere of Edward the first.

WHERE of late it was prouyded that religious men shulde not entre into other mennes fees without specyal lycence of the chief lordes of whome suche fees be holden immedyately. And afterwarde relygyous men haue entred as well into they? owne fees as in the fees of other men approprynge and byeng them, and sometyme receyuynge of the gyfte of other men, wherby the seruyces that are due of suche fees, and whiche at the begynnynge were prouyded for defence of the realme are wrongfully withdrawen, and the chyefe lordes do lese they? eschetes of the same. we therfore intendyng to prouyde conuenyent remedy in the premysses by the aduyse of our prelates, erles, barons, and other our subiectes beynge of our counsell, haue prouyded made and ordeyned that no person relygious or other what soeuer he be that wyll bye or sell any landes or tenementes, or vnder the colour of gyfte or leasse, or that wyll receyue by reason of any other tytle, what soeuer it be landes or tenementes, or by any other crafte or engyn wyll presume to approper to hym selfe vnder peyne of forfayture of the same, wherby such landes or tenementes may any wyse come in to Wortmayne. We haue prouyded also, that if any person relygious or other, do presume eyther by crafte or engyn to offend agaynst this statute, it shalbe lefull to vs & other chiefe lordes of the fee immediate to entre in the lande so alyened within a yere from the tyme of the alyenation and to holde it in fee and as inheritaunce. And if the chyefe lorde immedyate be negligent and wyll not entre within the yere, then it shall be lefull to the nexte chiefe lord immedyate of the fee, to entre in the same lande within halfe a yere nexte folowynge, and to holde it as before is sayde. And so euery chiefe lorde immediate may entre in suche landes if the nexte lorde immedyate be negligent to entre in suche landes as before is sayde. And if all the chyefe lordes of suche fees beynge of full age, within the. iiii. seas, and out of prison be negligent or slacke in this behalfe, we immediatly after the yere accomplysshed from the tyme that suche purchases, gyftes, or appropriations happe to be made shall take suche landes and tenementes in to our hande, and shall infeffe other therin by certayne seruyces to be done to vs for the defence of our realme, saueynge the chyefe lordes of the fees, their wardes and eschetes

and

and other ſeruyces therunto due and accuſtomed. And therfore we cõmaund you, that ye cauſe the foreſayd ſtatute to be redde before you, and from henſforth to be kepte fyrmely and obſerued, wytneſſe of my ſelfe at weſtmynſter the. xiiii. day of Nouember, the vii. yere of our reygne.

¶ The correction of the twelfe chaptter of the ſtatute of Gloceſter, concernyng foreyne being vouched to warranty in the huſtynges of London, made in the. ix. yere of kynge Edwarde the fyrſt.

IT is prouyded alſo, that if one beynge impleded in the cytie of London, do vouche a foreyne to warranty, the mayre, and the baylyffes ſhall atourne the parties before the Juſtycers of the benche at a certaine day, and ſhall ſende theyr recorde thether. And the Juſtycers ſhall cauſe the warrantour to be ſomoned before them, and ſhall trye the warraunty. And the mayre and the baylyffes in the meane tyme ſhall ſurceaſſe in the matter that dependeth afore them by wyt, vntyll ſuche tyme as the warrantye be determyned before the Juſtycers of the benche. And when the matter ſhall be determyned, commaundement ſhall be gyuen to the vouchee, to depart in to the cytie, and to anſwere vnto the fyrſte plea. And the demaundaunt at his ſuyte, ſhall haue a wytte from the Juſtycers of the benche vnto the mayre and baylyffes, that they ſhal proceede in the plea. And if the demaundaunt recouer, the tenaunt ſhal come to the Juſtycers of the benche, and haue a wytte to the mayre and baylyffes, that in caſe the tenaunte haue loſte his lande, they ſhall cauſe it to be extended, and retourne the ſame extent vnto the benche at a certayne day, and after it ſhall be commaunded to the ſhyrryffe of the ſhyre, where the warranty was ſomoned, that he ſhall cauſe the tenaunte to haue of the landes of the warrantour to lyke value. And if it fortune that the tenaunt make defaulte at the day that is aſſygned hym in the benche, then ſhall there go forth a writ from the Juſtycers of the benche to the mayre and baylyffes, to ſeaſe the land demaunded in to the kinges handes by a pety Cape, and to ſomon the tenaũt that he be at the huyſtynges at a certayne day, wherat the Juſtycers ſhall be aduyſed to gyue iudgement vpon the ſame defaut, if he can not ſaue it: and in caſe he can ſaue it, then the Juſticers ſhalbe certified therof by their record and by the ſame recorde they ſhall pleade the warranty.

¶ It is to be remembred, that this artycle in forme afore mencioned, was ſygned vnder the great ſeale of kyng Edward, ſonne of kyng Edward, in the ix. yere of his reygne, and ſent vnto the Juſtycers of the benche after the maner of a wyt patent, with a certayne wyt cloſed, dated by the kynges hand at weſtmynſter, the ſecond day of May, the yere afore mentioned, that they ſhulde do and execute all and euery thynges conteyned in the artycle aforeſayd, albeit that the ſame do not accorde with the ſtatute of Gloceſter in all thynges.

The

¶ The newe statute of the eschequer, otherwyse called the statute of Rutland.

EDVVARD by the grace of god. &c. to our treasorer and barons of the eschequer, greetyng. To thintent that prouision may be had for the indempnytie of vs and our people in certayne cases towchynge vs and our people aforesayd in our sayde courte of eschequer: we woll and prouide that from henceforth the bodies of shyres shall not be wrytten in seuerall rolles, but shall be wrytten in a certayne rolle annuall, and shall be redde euery yere vpon the seuerall accomptes of shyrryffes, that is to wyte in the seuerall counties, that it may be knowen, if aught may escheate vnto vs by any maner meane. The remanentes of the same shyres shalbe wrytten by latter dates in the annuall rolles, and the shyrryffes shall be charged therwith, in whiche remanentes the ipuereps and almes ordynary or allowed, and other allowances (if shyrryffes haue had any) of the issues of theyr baylewekes by our wryttes of dyuers allowances vnto our greuous damage: we woll and prouyde that of suche maner allowances so to be made, from henceforth viewe shall be made in our eschequer, and the same viewe beyng saythfully made, the same treasourer and barons shal certify the chauncellour of the sayde allowances so to be made, and that wrytte of allowances shalbe made according to the same certificat. Moreouer there shalbe wrytten in the same annual rolles, the fermes of the shyrryffes, the profittes of countyes, the fermes of seriantyes & assertes, the fermes of cities boroughes & townes, and other fermes wherof there is answere made yerely in the eschequer. And in them also shalbe wrytten all dettes determined, and al grosse dets, wherof is hope that somwhat shalbe paied agayne.

¶ Item all debtes that seme to be clere, when it is commen vnto accompte, or to the tytle of new oblations.

¶ Nothynge shall be wrytten in the annuall rolle, but those dettes wherof there is hope of payment, and wherof the shyrryffe is aunswerable, and dettes that seme clere in the orygynalles.

¶ Of dead fermes, and dettes desperate, one rolle shall be made, and shalbe inrolled and red euery yere vpon the accomptes of shyrryffes, and the dettes wherof the shirriffe is answerable, shall be wrytten in the annuall rolle, and there shalbe acquyted.

¶ Moreouer we woll and prouyde that it shalbe proclaymed in euery county, that all they that haue tayles of the eschequer for the dettes of them selues or theyr auncesters hytherto payed vsually there, and not yet allowed, wherof shall come in the somons of the escheker, that suche tayles shall be delyuered to theyr shyrriffes, to be allowed at the eschequer at theyr accomptes. And the shyrryffes shall make to them (of whome they shall so receyue tayles) there wrytynges witnessyng the receypte of those tayles.

¶ Two saythfull knyghtes deputed therunto, betwene whom and the sayd shyrryffes indentures shall be made of suche receyptes with the seales of them both interchaungeably.

¶ The foresayde knyghtes deputed therunto, shall sende the partes of their

indentures

indentures, at the terme appoynted vnto the eschequer in fourme aforesayd. to the ende that by the viewe and wytnes of them, the sayde tayles so receyued by the shyrffes, may be shewed, and be allowed vpon theyr accomptes.

¶ Moreouer it shall be proclaimed that excepte those that haue suche tayles do shewe them to the shyrffes and knyghtes to be executed as afore is sayde that they shalbe distrayned for the hole dette, and the tayles to be reputed for vnpayed.

¶ Moreouer that dettes whiche yet are to come in the somons of the eschequer, wherof the dettours do profer tayles agaynst dyuers shyrffes, shal be defalked and acquyted.

¶ Moreouer we prouyde that certayne persons assygned thervnto on our behalfe shall be sente vnto euery shyre, whiche shall haue full power to enquyre of suche maner dettes, and also to call afore them solemly as well the shyrffes as theyr heyres and assygnes, and the tenauntes of theyr landes, in case they be dead that haue receyued the dettes, and also if nede be to procede to the takynge of suche maner inquestes, whether the parties (agaynste whome the foresayd tayles were shewed) do come or not. So that the shyrffe do retourne a reasonable somons made to them therfore and so the trouthe beynge inquired and discussed in presence of the parties (if they wyl be there) the inquisitours shall make rolles of them that shall be conuycte afore them. so that the foresayde dettes beynge confessed and inrolled, the tayles of the same shalbe forthwith broken. And the shyrffes shall haue in their custody the transcriptes of the same rolles vnder the seales of the inquisitour, and shall surceasse in makynge distresses for the dettes conteyned in the same vntyll they shall haue otherwise in commaundment from vs therfore. And the foresayd inquisitours shall sende vnto the eschequer the foresayde rolles vnder theyr seales, that it may be exampned there by a serche to be made therfore what dettes be payed in the hole, and what are payed in parte, and what dettes there be wherof the dettours be not acquyted, accordynge as shall be conuenyent to be done.

¶ Moreouer we woll and prouyde that the chamberlaynes from henseforth shal not make to the shyrffes or any of theyr baylyffes, tayles of dyuidendis onlelle they fyrst receyue of them wrytynges conteynyng the partyculer summes of the actions of dettes and the names of them that pated them, in to the whiche particulers he may part the names of such maner dyuidendis, whiche being so receyued vnder their seales, it shal not be lauful to number them in to other partyculers.

¶ Moreouer we prouyde that all dettes whervnto the shyrffes make retourne, that the dettours haue nothynge in theyr baylewekes, ne had not at suche tyme as they were charged with the same dettes, or that the dettours be not founden: that the same dettes shall be extreated in rolles, and the same rolles to be delyuered vnto faythfull and circumspecte men whiche shall make inquery thereof after suche fourme as shall be prouyded by the treasouper and barons.

¶ But for so moche as certayne pleas heretofore hold in the eschekar whiche

dyd

dyd not concerne vs nor our ministers of the eschequer, whereby as well our pleas, as the causes of our people are vnduly proroged and letted. We will and ordeyne that no plee shal be holden or pleaded in the escheker aforesayd, onlesse it do specially concerne vs or our mynisters aforesayd. And therfore we commaunde that ye cause the premysses to be distinctly and openly red afore you, and to enrolle it, causynge the same to be streyghtly obserued in our courte of eschequer aforesayd. In wytnes of whiche. &c. Youen at Rutlande, the .xxiiii. day of the month of May, in the .x. yere. &c.

¶ The statute of Acton Burnell made the .viii. yere of kynge Edwarde the first.

FOr as moche as marchauntes whiche heretofore haue lent theyr goodes to diuers persons be greatly impouerished, bicause there is no spedy law prouyded for them to haue recouery of their dets at the day of payment assigned. And by reason hereof many marchauntes haue withdrawen to come in to this realme with theyr marchaundyses to the great damage as well of the marchauntes as of the hole realme. The kynge hym selfe and his counsell hath ordeyned and establysshed that euery marchaunt whiche wyll be sure of his dette, shall cause his dettour to come before the mayre of London or of Yorke or Bristow, or before the mayre and a clerke (whiche the kynge shall appoynt for the same) for to knowledge the dette and the day of payment, and the recognysaunce shall be entred in to a rolle with the hande of the sayd clerke, whiche shall be knowen. Moreouer the sayde clerke shall make with his owne hande a byll obligatory wherunto the seale of the dettour shall be put, with the kynges seale that shall be prouyded for the same purpose, the whiche seale shall remayne in the keppynge of the mayre and clerke aboue sayd. And if the dettour doth not paye at the day to hym kympted, the credytour shall come before the sayd mayre and clerke with his byll obligatory. And if it be founde by the rolle and by the byll that the dette was knowledged and that the day of payment is expyred, the mayre shall incontynent cause the mouables of the dettour to be solde as farre as the dette dothe amounte at the prysynge of honest men, after the maner of borough goodes deuisable vntil the hole summe of the dette and the money be fully payed to the credytour. And if the mayre can fynde no byer, he shall cause the mouables to be delyuered to the credytour at a reasonable pryce, as moche as dothe amounte to the summe of the dette. And the kynges seale shall be put vnto the sale and delyueraunce of the goodes deuysable for a perpetuall wytnesse. And if the dettour haue no mouables within the iurysdiction of the mayre wherupon the dette may be leuyed, but peraduenture hath some otherwhere within the realme, then shal the mayre retourne the recognisaunce made before hym and the clerke aforesayde vnto the chauncellour vnder the kynges seale. And the chauncellour shal directe a writte vnto the shyryffe in whose bayleweke that the mouables of the dettour happe to be, and the shyryffe shall cause hym to agree with his credytour in suche fourme as the mayre shuld haue done in case that the mouables

uables of the dettour had ben within his power. And lette them that haue
prepsed the mouable goodes to be delyuered vnto the credytour, take good
hede, that they do sette a reasonable prpce vpon them, for if they do sette an
ouer hyghe prpce for fauour borne to the dettour to the damage of the credy-
tour, then shall the thynge so prepsed be delyuered vnto them selues at suche
prpce as they haue lymitted, and shall be forthwith answerable vnto the cre-
ditour. And if the dettour wyll saye that the mouable goodes were deliuered
or solde for lesse than they were worthe, yet shall he haue small remedy therby
for when the mayre or the shyrysse haue solde the mouable goodes lawfully
to hym that offered most, he may attempt it his owne foly that he dyd not sel
his owne mouable goodes hym selfe before the day of the suite (when he might
well ynoughe) and so haue leuyed the money with his owne handes. And if
the dettour haue no mouables wherupon the dette may be leuyed then shall
his body be taken where it may be founden and kepte in prpson vntyll that
he hath made agrement, or his frendes for hym. And if he haue not wherwith
he may sustayne hym selfe in prpson, the credytour shal synde hym breade and
water to the ende that he dye not in prpson for defaut of sustenaunce, the whi-
the costes the dettour shall recompence hym with his dette, before that he be
lette out of prpson. And if the credytour be a marchaunt straunger he shall
remayne at the costes of the dettour for so longe tyme as he tarpeth about the
suyte of his dette, and vntyll the mouable goodes of the dettour be solde or
delyuered vnto hym. And yf the credytour do not take the dettour alone for
the surety of his payment, by reason wherof pledges or mayneprnours be
founden, than those pledges or mayneprnours shall come before the mayre
and clerkes abouesayde, and shall bynde them selues by wrytynges and re-
cognysaunces, in lyke maner as the prpncypall dettour. And in lyke maner
if the dette be not payed at the day lymitted, suche execution shall be awarded
agaynste the pledges or mayneprnours, as before is appoynted for the det-
tour. Prouyded neuertheleſſe that so longe as the dette may be fully taken
and leuyed of the goodes mouable of the dettour in forme aboue mencioned
the mainpernours or pledges shalbe without damage, not withstandyng for
defaut of mouable goodes of the dettour, the creditour shall haue execution
of his recognisaunce vpon the mainpernours or pledges in such maner and
forme as before is lymitted against the prpncipall dettour.

¶ The statutes made in the seconde partyament holden at Westmyn-
ster, the. xiii. yere of kynge Edwarde the fyrst.

WHERE as of late our soueraygne lorde the kyng, in the quin-
zyme of sayne John Baptyste, the syxte yere of his reygne, cal-
lynge togyther the prelates, erles, barons, and his counsell at
Glocester, and consyderynge that dyuers of this realme were di-
sherysted, by reason that in many cases, where remedy shuld haue
ben had, there was none prouyded by hym nor his predecessours, ordeyned
certayne statutes ryght necessary and profytable for his realme, wherby the
people of Englande and Irelande, beynge subiectes vnto his power, haue
obteyned

obteyned moze ſpedye iuſtyce in theyꝛ oppꝛeſſions then they had befoze, and certayne caſes (wherin the lawe fayled) dyd remayne vndetermyned, and ſome remayned to be enacted, that were foꝛ the reformation of the oppꝛeſſyons of his people. Our ſoueraygne loꝛde the kynge in his parlyament, after the feaſte of Eaſter, holden the. xiii. yere of his reygne at Weſtmynſter, cauſed many oppꝛeſſions of the people, and defautes of the lawes, foꝛ the accomplyſhment of the ſaide ſtatutes of Gloceſter, to be reherſed, and therupon dyd pꝛouide certayn actes, as it ſhal appere moze plainly here folowyng.

Capi. i.

Reuerter.

FYꝛſt concernynge landes, that many tymes are gyuen vpon condytion, that is to wyte, where any gyueth his lande to any man and his wyfe and to the heyꝛes begotten of the bodyes of the ſame man and wyfe, with ſuche condytion expꝛeſſed, that if the ſame man and his wyfe dye without heyꝛes of theyꝛ bodyes betwene theym begotten, the lande ſo gyuen ſhulde reuerte to the gyuer oꝛ his heyꝛe. In caſe alſo where one gyueth landes in free maryage, whiche gyfte hath a condytion annexed, thoughe it be not expꝛeſſed in the dede of gyfte, whiche is this: That if the ſame huſbande and wyfe dye without heyꝛe of theyꝛ bodyes begotten, the lande ſo gyuen ſhall reuert to the gyuer oꝛ his heyꝛe. In caſe alſo where one gyueth lande to an other, and to the heyꝛes of his body iſſuynge. it ſemed very harde, and yet ſemeth vnto the gyuers and theyꝛ heyꝛes, that theyꝛ wyll beynge expꝛeſſed in the gyfte. was not heretofoꝛe, noꝛ yet is obſerued. In all the caſes afoꝛeſayd, after iſſue begotten and borne betwene them (to whome the landes were gyuen vnder ſuche condytion) heretofoꝛe ſuche feffees had power to alyen the lande ſo gyuen and to diſherit theyꝛ iſſue, contrary to the mynde of the giuers, and contrary to the fourme expꝛeſſed in the gift. And further where as the iſſue of ſuch feffe is faylynge, the lande ſo gyuen ought to retourne to the gyuer oꝛ his heyꝛe, by fourme of the gyfte expꝛeſſed in the dede, though the iſſue (if any were) had dyed: yet by the deede and feffement of them (to whome lande was ſo gyuen vpon condytion) the donours haue hytherto ben barred of theyꝛ reuertion, whiche was directly repugnaunt to the fourme of the gyfte. Wherfoꝛe our ſoueraygne loꝛde the kynge, percεyuynge howe neceſſary and expedyent it ſhulde be to pꝛouyde remedy in the foꝛeſayde caſes, hath oꝛdeyned, that the wyll of the gyuer, accoꝛdynge to the fourme in the dede of gyfte manyfeſtly expꝛeſſed, ſhall be from henſfoꝛth obſerued, ſo that they to whome the lande was gyuen vnder ſuche condition, ſhall haue no power to alyene the lande ſo gyuen, but that it ſhall remayne vnto theyꝛ iſſue after theyꝛ death, oꝛ ſhall reuerte vnto the gyuer oꝛ his heyꝛes (if iſſue fayle) where as there is no iſſue at all, oꝛ if any iſſue be, and fayle by death, oꝛ heyꝛe of the body of ſuche iſſue faylynge: Neyther ſhall the ſeconde huſband of any ſuch woman from henſfoꝛth haue any thynge in the lande ſo gyuen vpon condition after the deathe of his wyfe by the lawe of England, noꝛ the iſſue of the ſeconde huſband and wyfe, ſhall ſaccede in the inheryptaunce, but immediatly after the death of the huſband and wyfe (to whom the land was ſo gyuen) it ſhall returne to theyꝛ iſſue, oꝛ to the gyuer, oꝛ his heyꝛe, as befoze is ſayd. And foꝛ as moche as in a newe caſe, new remedy muſt be pꝛouided, this maner of wyꝛt ſhalbe graunted to the

Dede of gift.

Alyenation.

Remaindeꝛ

to the partie that wyll purchase it.

Precipe A, quod iuste. &c. reddat B, manerium de F, cum suis pertinentijs quod C dedit tali uiro, & tali mulieri, & heredibus de ipsis uiro, & muliere exeuntibus. Or thus. Quod C, dedit tali uiro, in liberum maritagium, cum tali muliere. &c. & q; post mortem predictorum uiri & mulieris, predicto B, filio eorundem uiri & mulieris descendere debeat per formam donationis predicte, ut dicit. &c. uel quod C, dedit tali & heredibus de corpore suo exeuntibus, & quod post mortem illius talis, predicto B, filio predicti talis, descendere debeat per formam, &c.

The wrytte wherby the gyuer shall recouer (when issue fayleth) is common poughe in the chauncery. And it is to wyte, that this statute shall hold place to whynge alienation of lande contrary to the forme of the gyfte hereafter to be made, and shall not extende to gyftes made before. And if a fyne be leuyed hereafter vpon suche landes, it shall be voyde in the law. Neyther shal the heires, or such as the reuertion belõgeth vnto, though they be of full age within England, and out of prison, vede to make theyr clayme.

Capi. ii. Distresse. Replenie. wythernam.

For as moche as lordes of fees distreynynge theyr tenauntes for seruyces and customes due vnto them, are many tymes greued, bycause theyr tenauntes do repleuy the distresse by wryt or without wrytte. And when the lordes at the complaynte of theyr tenauntes, do come by attachment in to the countye, or vnto an other courte, hauynge power to holde pleas of wythernam, and do aduowe the takynge good and lawfull: by reason that the tenauntes dysauowe and do dysclayme to holde aught of him (whiche toke the distresse) and aduowed it he that distrayned is amerced, and the tenauntes go quyte, to whome punyshement can not be assygned for suche disaduowyng by recorde of the countie, or of other courtes hauyng no recorde: It is prouyded and ordeyned from henseforth, that where suche Lordes can not obtayne iustyce in counties and such maner of courtes agaynst theyr tenauntes, as sone as they shall be attached at the suyte of theyr tenauntes, a wryt shalbe graunted them, to remoue the matter before the Justycers, afore whom, and none otherwhere, iustyce may be mynistred to suche lordes. And the cause shall be put in the wryt, bycause suche a man dystrayned in his fee for seruyces and customes to hym due. Neyther is this acte prejudiciall to the lawe commonly vsed, wherby it is prohibit, that no plea shall be moued before Justycers at the suyte of the defendaunt. For thoughe it appere at the fyrste face, that the tenaunt is playntyffe, and the lorde defendaunt: neuertheleſſe hauynge respect to that, that the lorde hath distrayned and suyth for seruyces and customes beynge behynde, he apereth in dede to be rather playntyffe than defendaunt. And to the intent the Justycers may knowe, vpon what fresche season the lordes may aduowe the distresse good and lawful vpon theyr tenauntes: From henseforth it is agreed and enacted, that a reasonable distresse may be aduowed vpon the season of any auncetour or predecessour syns the tyme that a wrytte of nouel disseisin hath runne. And bycause it chaunceth many tymes, that the tenaunt, after that he hath repleuyed his beastes, doth sell or alyen them, wherby retourne can not be made vnto the lorde that distrayned if it be adiudged: It is prouyded that shyryffes or baylyffes from henseforth

shal

shall not onely receyue of the playntiffes pledges for the suyte, before they make delyuerance of the dystres, but also for the retourne of the bestes, yf retourne be awarded. And yf any take pledges otherwyse, he shal aunswere for the pryce of the beastes, and the lorde that dystrayneth shall haue his recouerye by wryt, that he shall restore vnto him so many beastes or catel. And if the baylyffe be not able to restore, his lorde shall restore. And for as moche as it happeneth sometyme, that after that retourne of the beastes is awarded vnto the dystraynour, and the party so dystrayned, after that the beastes be retourned, doth repleuie them agayne, and when he seeth the dystraynour appearyng in the courte redy to aunswere hym, doth make defaut, wherby retourne of the beastes ought to be awarded agayne vnto the dystreynour: And so the beastes be repleuyed twyse or thryse, and infynytely, and the iudgementes gyuen in the kynges courte take no effect in this case, wherupon no remedy hath ben yet prouyded: In this case suche proces shalbe awarded, that so sone as retourne of the bestes shalbe awarded to the dystrayner, the shyryffe shall be commaunded by a iuditial wryte, to make retourne of the beastes vnto the dystrayner, in whiche wryt it shall be expressed, that the shiryffe shall not delyuer them without wryt, making mention of the iudgement gyuen by the Justicers, whiche can not be without a wryt ilsuynge out of the rolles of the sayd Justycers before whom the matter was moued. Therfore when he commeth vnto the Justicers, and desireth repleuin of his bestes, he shal haue a iudytyall wryt, that the shyryffe takynge surety for the suite, and also of the beastes or cattel to be retourned, or for the pryce of them (yf retourne be awarded) shal delyuer vnto him the bestes or catel before retourned, and ỹ dystraynour shalbe attached to come at a certayne daye before the Justycers, afore whom the plea was moued in presence of the partyes. And if he that repleuied make defaut agayne, or for an other cause retourne of the dystres beyng now twyse repleuied be awarded, the distres shal remaine irrepleuiable, but if a distres be taken of newe, and for a newe cause the proces abouesayd shal be obserued in the same newe dystres. Pledges. Shyryffe.

¶ In case when a man being impleded of landes that he holdeth in ryght of his wife, had lost the same by defaut, it was very hard, that the wife after the death of her husband had none other recouery but by a wryt of right, wherfore our souerayne lorde the kyng hath ordeined, that a woman after the death of her husband, shal recouer by a wryt of entre (wherto she could not disagre during his lyfe, whiche shalbe pleded in fourme vnderwrytten. Yf the tenaunt do excepte agaynste the demaunde of the wyfe, that he entred by iudgement, and it be found that his entre was by defaut (wherto ỹ tenant might be bounde to answere, yf it were demaunded of him) then he shalbe cõpelled to make further answere, and to shewe his right according to the fourme of the wryt that he purchased before ageinst the husband & the wyfe. And if he can verify, that he hath or had right in the land demaunded, the woman shal gayne nothyng by her wryt, which thyg if he can not shew, the woman shal recouer the land being in demaund. Prouided alwayes ỹ if the husband absẽted himself, & wold Cap iii. Entre.

not defende his wyues ryghte, or otherwyse in his lyfe wolde not aunswer, yf the wyfe do come in before iudgement redy to aunswere the demaundant, and to defende her ryght, the wyfe shall be admytted. Lykewyse tenaunte in dower, tenaunt by the lawe of the lande, or otherwyse for terme of lyfe, or by gyfte (where a reuertion is reserued) doo make defaulte, or wyll gyue vp the heyres, or they to whome the reuertion belongeth shall be admytted to theyr aunswere, yf they come in before iudgement. And yf vppon suche defaulte or surrendre, iudgement happe to be gyuen: then the heyres, or they vnto whome the reuertion belongeth after the deathe of suche tenauntes, shall recouer by a wrytte of entre, in whiche lyke processe shall be obserued, as is aforesayd, in case where the husbande leseth hys wyues lande by defaut. And so in the cases aforesayde two actions do concurre, one betwene the demaundant and tenant, and an other betwene the tenant shewyng his right, and the demaundaunt.

Capi iiii. Comin. Dower.

¶ In case where the husbande beynge impleded for lande, gyueth vp the lande, demaunded vnto his aduersary by couyn: after the deathe of the husbande the Iustyces shall awarde the wyfe her dower, yf she demaunde it by wryt. But in case where the husbande leseth it by defaut the lande beynge in demaunde, and the wyfe after the deathe of her husbande, demaundeth her dower, it hath bene sene that some Iustyces haue awarded vnto the woman her dower, notwithstandynge the defaulte, whiche her husbande made, other Iustyces beynge of the contrary opynyon, and iudgynge otherwyse: To the intent that from henceforth suche ambyguyty shal be taken away and put in certayne: It is prouyded, that in both cases the woman demaundynge her dower, shalbe heard. And yf it be alledged ageynst her, that her husband lost the lande, (wherof the dower is demaunded,) by iudgement whereby she ought not to haue dower, and then it be inquyred by what iudgement, and it be founde that it was by default, whervnto the tenaunt must aunswere: then it behoueth hym to aunswere further, and to shewe that he had ryghte, and hath in the foresayde lande, accordynge to the fourme of the wryt that the tenant before purchased against the husband. And if he can shewe, that the husbande of suche wyfe had no ryght in the landes, nor none other but he, the tenaunt shall go quyte, and the wyfe shall recouer naught of her dower, which thyng yf he can not shewe, the wyfe shall recouer her dower. And so in these cases and in certayne other folowyng, that is to say, when the wyfe beyng indowed leseth her dower by defaut, tenantes in free maryage, by the lawe of England, or for terme of lyfe or in fee taile, diuers actions do concurre, for suche tenauntes when they muste demaunde the lande loste by defaute. And when it is come to that poynt, that the tenant must be compelled to shewe his ryght (for as moche as the lawe wyll not compel them to make answere without them to whom the reuertion belongeth) therfore they are suffred to vouche to warranty accordynge to the tenour of the wrytte, as yf they were tenantes. And yf they haue a warranty, when the warrantour hath warranted, the plees shall passe betwene him that is sealed, and the warrantour according to the tenour of the wryt, that the tenant purchased before, and by whiche he re-

Vouche.

couered by defaut, and so from many actions at length they shall resorte to one iudgement, whiche is this, that eyther the demaundauntes shal recouer theyr demaunde, or the tenauntes shall go quyte. And yf the action of suche a tenaunt, whiche is compelled to shewe his ryghte, be moued by a wryt of ryght, thoughe that the great assyse or battayle can not be ioyned by the wordes accustomed, yet it shall be ioyned by wordes conuenyent and vsed, for when the tenaunt in that that he sheweth his right (whiche belongeth to him by the wryt that he before purchased) in steye of a demaundaunt, the warrantour maye well defende the ryghte of the tenaunte, whiche commeth in place of the demaundaunt, as before is sayde, and alledge the season of his auncetour, and to defende it by the body of a freman, or put hym selfe in the great assyse, and praye recognisaunce to be made therof, whyther he hath more ryght to the lande beynge in demaunde, or els the party before named, or it may be ioyned otherwyse by the great assyse: and so the warrauntour maye defende the ryghte, and knowledge the season of his auncetour, and put hym selfe in the greate assyse, &c. and praye recognysaunce to be made, whyther he hathe more ryghte in the foresayd lande, as in that wherof he infeffed suche a man, or that suche a one releffed and quyte claymed, &c. or els the foresayde partye &c. And where sometyme it chaunseth that a woman, whiche is not indowed of the lande of an heyre beynge within age, dothe purchase a wryte of dower agaynste a gardeyne, and the gardeyne indoweth the lande by fauour, or maketh defaulte, or by collusion defendeth the plea so fayntly, whereby the wyfe is awarded her dower in preiudyce of the heyre: It is prouyded, that the heyre when he commeth to ful age, shall haue an action to demaunde the season of his auncetour agaynst the wyfe, lyke as he shulde haue agaynste any other deforceour. Prouyded alwayes that the wyfe shall haue her exception saued agaynste the demaundaunt, to shewe that she had ryght to her dower which yf she can shewe, she shal go quyte and reteine her dower, and the heire shalbe greuously amerced according to the discretion of the Iustyces. And yf not, the heyre shall recouer his demaunde. &c. In lyke maner the wyfe shall be ayded if the heyre or any other do implede her for her dower, or yf she lese her dower by defaulte, in whiche case the defaut shal not be so preiudytiall to her, but that she shal recouer her dower, yf she haue ryght therto, and she shal haue this wryt.

Assyse.

Dower. Gardeyne.

Precipe A, quod iuste. &c. reddat B quę fuit uxor F, tantam terram cum pertinen cijs in C, quam clamat esse rationabilem dotem suum, uel de rationabili dote sua, et quod predictas A, ei deforceat, &c. And to this wryt the tenaunt shal haue hys exception, for to shewe that she had no ryght to be indowed, whiche yf he can verefy, he shal go quyte, and if not, the wyfe shal recouer the land, wherof she was indowed before. And wher as before time if a mā had lost his land by defaut, he had none other recouery then by a wryt of right, which was not mayntenable by any ỹ could not claime of mere right, neither of tenantes for terme of lyfe, in fre mariage, nor in taile, in which estates a reuertion is reserued. It is prouided that frō henssforth their defaut shal not be preiuditial, but ỹ they

may recouer theyr eſtate by an other writ, then by a writ of right, if they haue right.) For lande in free maryage loſte by defaute, ſuche a writ ſhalbe made.

Precipe A, quod iuſte, &c. reddat B, manerium de C, cum pertinentijs, quod clamat eſſe ius & maritagium ſuum, & quod predictus A, ei deforceat. Lykewyſe of land for terme of lyfe loſt by defaute, this writ ſhall be made.

Precipe A, quod iuſte &c. reddat B, manerium de C, cum pertinentijs, quod clamat tenere ad terminũ uitę ſuę, & quod predictus A, ei deforceat. Lykewyſe, quod clamat tenere ſibi, & heredibus de corpore ſuo legittime procreatis, & quod predictus A, ei deforceat.

Cap. v. Auouſon.

Where as for aduouzons of churches there be but thre originall writtes, that is to ſaye, one writte of right and two of poſſeſſion, whiche be darreine preſentment and Quare impedit) and hytherto it hath bene vſed in the realme that when any haupnge no right to preſente, had preſented to any churche, whoſe clerke was admytted: he that was very patrone, could not recouer his aduouzon, but onely by a writte of right, whiche ſhulde be tryed by batayle or by great aſſyſe, wherby heyres within age eyther by fraude, or elles by negligence of theyr wardeyns, and heyres bothe of hyghe and meane eſtate, eyther by negligence, or elſe by fraude of tenauntes by the curteſye, tenauntes in dower, or otherwyſe, for terme of lyfe, or for yeres, or in fee tayle, were many tymes dyſheryted of theyr aduouzons, or at the leaſt (whiche was the better for them) were dryuen to theyr writte of right, in whiche caſe hytherto they were without remedye: It is prouyded, that ſuche preſentmentes ſhall not be ſo preiudycial to the right heyres, or to them vnto whom ſuch aduouzons ought to reuerte after the deathe of other perſons. For as often as anye hauyng no right, dothe preſent (durynge the tyme that ſuche heyres are in warde) or durynge the eſtate of tenauntes in dower, by the curteſye, or otherwiſe for terme of lyfe or of yeres, or in tayle, at the nexte auoydaunce when the heyre is come to full age, or when after the death of the tenauntes before named, the aduouzon ſhal reuert vnto the heyre beyng of full age, he ſhal haue ſuch action and recepte by writte of aduouzon poſſeſſory, as his laſt auncetour ſhulde haue hadde at the laſte aduoydaunce, happenynge in his tyme beynge of full age before his deathe, or before the dempſe was made for terme of lyfe, or in fee tayle, as before is ſayde. The ſame ſhall be obſerued in preſentmentes made vnto churches beynge of the inherytaunce of women, what tyme they ſhalbe vnder the power of theyr huſbandes, whiche muſte be ayded by this eſtatute by the remedy aforeſayde. Alſo religyous men, as byſhoppes, archedeacons, perſons of churches, and other ſpyrytuall men ſhalbe ayded by this eſtatute. In caſe any hauynge no right do preſent vnto churches belongynge to prelacyes, ſpyrytuall dygnyties, perſonages, or to houſes of religion, what time ſuche houſes, prelacyes, ſpyrytuall dygnityes, or perſonages be vacaunte: Neyther ſhall this acte be ſo largelye vnderſtanden, that ſuche perſonnes (for whoſe remedye this ſtatute was ordeyned) ſhall haue the recouerye aforeſayde, ſurmyſinge that Gardeyns of heyres, tenantes in tayle, by the curteſye, tenauntes in dower, for terme of lyfe or for yeres, or huſbandes whyche fayntly haue defended pleas moued by them or againſt them, bycauſe the iugementes gyuen in the kinges courtes ſhuld not be adnulled by this eſtatute

Poſſeſſation.

Iugement.

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the iugement ſhall ſtande in his force, vntyll it be reuerſed in the courte of the kynge as erronyous (if errour be founde) or by aſſyſe of darreyne preſentment, or by enqueſt in Quare impedit, yf it paſſe by attreynt, or be annulled by certification, whiche ſhalbe freely graunted. And from henſeforth one fourme of pledyng ſhalbe obſerued amonges Juſtyces in wrytes of darreyne preſentment and Quare impedit, ſo that where the defendant alledgeth plenarty in the churche of his owne preſentation, the plea ſhall not fail by reſon of the plenartye (ſo that the wryt be purchaſed within the .vi. monethes) thoughe he can not recouer his preſentation within the .vi. monethes. And ſomtymes where a fyne is leuyed bytwene many, claymynge one aduouzon, and inrolled before the Juſtyces in the roll of fyne in this fourme, that one ſhall preſent the fyrſte tyme, and at the nexte auoydaunce an other, and the thyrde tyme an other, and ſo of many, in caſe there be many. And when one hath preſented for his fourme, accordyng to the fourme of theyr agrement, & fyne, and at the next auoydaunce he to whom the .ii. preſentation belongeth, is dyſtourbed by any that was partye to the ſayde fyne or in his ſtede. It is prouyded, that fromhenſeforth he that is ſo dyſtourbed ſhall haue no nede to ſue a Quare impedit, but ſhall reſorte to the rol or fyne. And yf the ſayde concorde, or agrement be found in the rolle or fyne: then the ſhyryffe ſhalbe commaunded, that he gyue knowledge vnto the dyſtourbour, that he be redy at ſome ſhort day, conteynyng the ſpace of fyftene dayes, or thre wekes (as the place happeth to be nere or ferre) for to ſhewe yf he can alledge any thyng, wherfore the party that is dyſtourbed ought not to preſent. And yf he come not, or peraduenture both come, and can nothing allege to barre the party of his preſentation by reaſon of any dede made or wrytten ſins the fine was made or inrolled, he ſhal recouer his preſentation with his damages. And where it chaunſeth, that after the deth of the auncetour, of him that preſented his clerke vnto a church, the ſame aduouzon is aſſigned in dower to any woman, or to tenant by the curteſy, which do preſent, and after the death of ſuch tenantes, the very heyre is dyſtourbed to preſent, when the churche is voyde: It is prouyded, that from henſeforth it ſhalbe in the election of the party dyſtourbed, whyther he will ſue a wryt of Quare impedit, or of darreine preſetment. The ſame ſhalbe obſerued in aduouſons demiſed for terme of lyfe, or yeres, or in fee tayle. And from henſeforth in wrytes of Quare impedit, and darreyne preſentment damages ſhalbe awarded, that is to wyte yf the tyme of fyre monethes paſſe, ſo that the byſhop do preſente, and the very patrone leſeth his preſentation for that tyme, damages ſhalbe awarded for two yeres value of the churche. And if the .vi. monethes be not paſſed, and the preſentment be deraygned within the ſayde tyme, then damages ſhall be awarded to the halfe yeres value of the churche. And yf the dyſtourbour haue not whereof he maye recompence damages (in caſe where the byſhoppe preſenteth by lapſe of tyme he ſhall be punyſſhed by two yeres impryſonment. And yf the aduouzon be deraygned within the halfe yere, yet the dyſtourbour ſhall be punyſſhed by the impryſonment of halfe a yere. And from henſeforth wrytes ſhall be graunted for

Shyryffe.

Damages.

Dyſtourbour

chapels, prebendes, vicarages, hospitals, abbeys, priorys, and other houses, whiche be of ꝑ aduouzons of other men that haue not ben vsed to be graunted before. And when the person of any churche is disturbed to demaund tithes in the nexte parishe by a writte of Indicauit, the patrone of the person so dysturbed, shal haue a writ to demaunde the aduouzon of the tythes, beyng in demaunde, and when it is deraygned, then shal the plea passe in the court christien, as farforth as it is deraygned in the kynges courte. when an aduouzon dyscendeth vnto parceners, thoughe one present twyse, and vsurpeth vppon his coheyre, yet he that was negligent, shal not be clerely barred, but an other tyme shall haue his tourne to present when it falleth.

Tithes.

Cap. vi. Voucher. warrantye

¶ when any demaundeth lande agaynst another, and the party that is impleded voucheth to warranty, and the warrauntour denyeth his warraunty, and the plea hangeth long betwene the tenaunt and the warrantour: And at length when it is tryed, that the vouche is bounden to warranty by the lawe and custome of the realme hytherto vsed, there was none other punyshment assygned for the vouche that denyed his warranty, but onely that he shulde warrantise, and shuld be amerced, bycause he dyd not warrant before, whiche was preiuditial vnto the demaundant, bycause he suffred oftentymes gret delayes by collusion betwene the tenant and the warrantour. Wherfore our soueraygne lorde the kyng hath ordeyned, that lyke as the tenaunt shuld lese the land being in demaund, in case where he vouched, and the vouchee could discharge him selfe of the warranty, in the same wyse shall the warrantour lese, in case where he denyeth his warranty, and it be found and tried against him, that he is bounden to warrantyse. And yf an inquest be dependinge betwene the tenant and the warrantour, and the demaundant wyll requyre a writ for to cause the tryne to come, it shalbe graunted him.

Cap. vii. Admesurement of dower. Gardeyne.

¶ A writte of admesurement of dower shall be from henseforth graunted to a wardeyne, neyther shal the heyre when he commeth in ful age, be barred by the suyte of suche a wardeyne that sueth against the tenaunte in dower faynedly and by collusion, but that he maye admesure the dower after as it ought to be admesured by the lawe of the lande. And as wel in this writte as in a writ of admesurement of pasture more spedy proces shall be awarded then hath bene vsed hytherto, so that when it is come vnto the greate dystres, dayes shall be gyuen, within whiche two countyes maye be holden, at the whiche open proclamation shal be made, that the defendante shal come in at the day conteyned in the writte, to aunswere to the playntyffe, at whiche daye yf he come in, the plea shall passe betwene theym. And yf he do not come, and the proclamation be retourned by the shyriffe in maner aboueiayd, vpon his defaut they shal make admesurement.

Capi. viii Admesurement of pasture.

¶ where as by a plea moued vpon a writ of admesurement of pasture, the pasture was somtyme admesured before the Iustyces, somtyme before the shyryffe in the county, and it chaunsed many tymes after such admesurement made, the pasture to be ouer charged agayne by him that fyrste dyd it, with mo beastes then he ought to kepe, wherupon no remedy hath bene yet prouyded: It is ordeyned, that vpon the second ouercharge the plaintiffe shal haue

remedy

remedy in this maner. Yf the admesurement were before the Justycers, the playntyffe shall haue a wrytte iudycyall, that the shyryffe in presence of the partyes beynge somoned (yf they wyll come) shall inquyre vpon the seconde ouercharge, whiche yf it be founde, it shall be retourned before the Justycers vnder the seales of the shyryffe and of the iurrours: And the Justycers shall awarde the plauntyffe damages, and shal put in the extreates the value of the bestes, whiche were put into the pasture after suche admesurement aboue the due noumber, and shall delyuer the extreates vnto the baronnes of the eschequer, wherof they shal aunswere vnto the kyng. Yf suche admesurement be made in the countie, than at the request of the playntyffe a writ shal go out of the chauncery, that the shiriffe shal inquire vpon suche maner of ouercharge, and for the bestes being put in, aboue the due number, and for the value of them he shal answere to the king at the eschequer. And lest the shyriffe myght defraud the kyng in this case, it is agreed, that al such writtes De secunda superoneratione, that passe out of the chauncery, shalbe inrolled, and at the peres ende the transcriptes shalbe sent into the eschequer vnder the chauncellours seale, that the tresourer and barons of the eschequer may se howe the shyriffe shall answere of the issues of such writtes. In the same wyse writtes of redisseisin shalbe inrolled and sent into the eschequer at the peres ende.

Shyryffe.

Escheker.

Redyssey syn.

¶ when chyefe lordes dystreyne in theyr fee for customes and seruyces to them due, and there is a meane which ought to acquyte the tenaunt, sythens it lyeth not in the mouthe of the tenaunte, after that he hath repleuied the dystres, to denye the demaunde of the chyefe lorde, whiche auoweth in the kynges courte, that the dystresses is lawfully taken vpon his tenaunt, whiche is vpon the meane, and many haue ben sore greued by suche distresses, in so muche as the meane (notwithstandynge that he hath sufficyent, wherby he may be dystrayned) doth make longe delayes, before he wyl come into the court to aunswere for his tenaunte vnto the wrytte of meane, and moste harde of all when the meane had nothynge. In case also when the tenaunte was redy to do his seruyces and customes vnto his lorde, and the chyefe lorde wold refuse to take suche seruyces and customes by the handes of any other then of hys nerte tenant, and so suche tenantes in demeane loste somwhyles the profytes of theyr landes for a tyme, and somwhyles for theyr hole tyme, and hytherto no remedy hath bene prouyded in this case. A remedy is prouyded & ordeyned in this fourme, that so sone as the tenãt in demeane (hauing a meane betwene him and the chyefe lord) is dystrained, incontynent the tenaunt shal purchase his wryt of meane. And if the meane hauyng land in the same countye, absent him selfe vntyll the great dystres be awarded, the playntyffe shal haue suche day gyuen him in his wryt of great dystres, afore the commynge wherof two countyes may be holden, and the shyriffe shalbe commaunded to distreine the meane by the great distres, like as it is contepned in the writte, and neuertheles the shiriffe in two ful counties shal cause to be proclaimed solempnly, that the meane do come at a day conteined in the writ for to answere his tenant, at which day yf he come, the plea shall passe betwene them after the common vsage. And yf he do not come, then shal he lese the seruyces of hys tenant, and

Cap. ix.

Dystresse.

Meane.

Shyryffe.

from thenſforth, the tenaunte ſhall not aunſwere him in any thynge, but (the ſame meane beynge excluded) he ſhall anſwere vnto the chyefe lorde for ſuche ſeruyces and cuſtomes, as the meane vſed to do before that tyme. Neyther ſhall the chyefe lorde haue power to diſtrayne, ſo longe as the aforeſayde tenaunte doth offer him the ſeruyces and cuſtomes due. And yf the chyefe lord exacte more then the meane ought to do, the tenaunt in ſuche caſe ſhall haue againſt him all ſuche exceptions as the meane ſhulde. And yf the meane haue nothynge within the kynges dompynon, the tenaunte ſhall neuertheles purchaſe his wrytte of meane, of the ſhyryffe of the ſame ſhyre, wherein he is diſtrayned. And yf the ſhyryffe retourne that he hath nothynge wherby he may be ſomoned, then ſhall the tenant ſue his wryt of attachement. And yf the ſhyryffe retourne, that he hath nothynge for to be attached by, he ſhall neuertheles ſue his writ of great diſtres, and proclamation ſhalbe made in fourme aboueſayde. And yf the meane haue no lande in the ſhyre where the diſtres is taken, but hath lande in ſome other ſhyre then a wrytte original ſhall yſſue to ſomon the meane, vnto the ſhyryffe of the ſame ſhyre (where the diſtres is taken) and when it is retourned by the ſhyryffe, that he hathe nothynge in his ſhyre, a wrytte iudycyall ſhall yſſue to ſomon the meane, vnto the ſhyryffe of the ſame ſhyre, in whiche it ſhall be teſtyfyed that he hath lande, and ſuite ſhal be made in the ſame ſhyre, vntyll they haue paſſed vnto the great diſtres, and proclamation as aboue is ſayde, where the meane hath land in the ſame ſhire in whiche the diſtres is taken. And neuertheles ſuite ſhalbe made in the ſame ſhyre where he hath nothynge, as aboue is ſayde of the meane that hath nothynge, vntyll the proces come to the great diſtres and proclamation, and ſo after proclamation made in bothe countyes, the meane ſhall be forſudged of his fee and ſeruyce. And where it happeneth many tymes, that the tenaunte in demeane is infeffed to holde by leſſe ſeruyce, than the meane ought to doo vnto the chyefe lorde, when after ſuche proclamation the tenaunt hath attoue ned to the chyefe lorde, and the meane beynge excluded, the tenaunte muſt of neceſſytye aunſwere vnto the chyefe lord for all ſuche ſeruyces and cuſtomes, as the meane was wonte to do to him. And after that the meane is come into the courte, and hath confeſſed that he ought to acquyte his tenaunte, or be compelled by iudgement to acquyte, yf after ſuche confeſſyon or iudgement it is complayned, that the meane doth not acquyte his tenaunt, then ſhall yſſue a wrytte iudycyall, that the ſhyryffe ſhall diſtrayne the meane to acquyte the tenaunt, and to be at a certayne day before the Juſticers, for to ſhewe why he hath not acquyted him before, and when they haue proceded vnto the great diſtres, the playntyffe ſhalbe hearde. And yf the playntyffe can proue that he hath not acquyted him, he ſhal yelde damages, and by award of the court, the tenant ſhal go quite from the meane, and ſhall attourne vnto the chiefe lord. And yf he come not at the firſt diſtres, a wryt ſhal go forth to diſtrayne hym agayne, and proclamation ſhal be made, and as ſone as it is retourned, they ſhal procede to iudgement as before is ſayde. And it is to be vnderſtanden, that by this eſtatute tenantes are not excluded, but they ſhall haue a warrantye of the meanes & theyr heires, if they be impleded as they haue had before, nor

Demeſne.

warrantye

nor alſo the tenauntes, but that they may ſue agaynſt theyr meanes, as they dyd heretofore, if they ſe that theyr proceſſe may be more auayladle by the olde cuſtome, than by this eſtatute. And it is to wyte, that by this eſtatute no remedy is prouyded to any meanes, but onely in caſe where there is but one meane betweene the lord that diſtreyneth, and the tenaunt, and but in ſuch caſe onely where the meane is of full age, and but in ſuche caſe where the tenaunt may attourne vnto the chefe lorde without preiudice of an other then of his meane, whiche is ſpoken for women holdyng in dower, and tenauntes by the curteſye, or otherwyſe for terme of lyfe, or in fee tayle, vnto whom for certayne cauſes remedy is not yet prouyded, but (god wyllyng) there ſhall be at an other tyme. Dower.

Cap. x.

Delyuerynge of wrytes.

¶ Where as in the circuyte of the Juſtyces, it was proclaymed, that all ſuche as wolde delyuer wrytes, ſhulde delyuer them within a certayne tyme, after whiche no wryte ſhulde be receyued: many truſtynge vpon the ſame, and tarienge vntyll the ſayde tyme, and no wryte ſetuyd vpon them, departed by lycence of the ſayde Juſtyces, after whoſe departure theyr aduerſaryes perceyuynge theyr abſence, delyuered theyr wrytes in ware, which many tymes by fauour, and ſometymes for rewardes be receyued of the ſhyriffe and they that thought to haue departed quyte, leſe theyr landes. For the remedy of ſuche fraude, from henſeforth the kynge hath ordeyned, that the Juſtyces in theyr circuytes ſhal appoynt a tyme of fyftyne dayes, or of a month or a tyme more or leſſe (after as the countie ſhall happen to be more or leſſe) within whiche tyme it ſhall be openly proclaymed, that all ſuche as wyll delyuer theyr wrytes, ſhall delyuer them before the ſame tyme. And when the tyme commeth, the ſhyriffe ſhall certifye the chappyters before the Juſtyces in eyre, howe many wrytes he hath and what, and that no wryte be receyued after the ſame tyme: and if it be receyued, the proceſſe iſſuyng therupon ſhalbe of none effecte, but onely that a wryte abated any tyme durynge the circuyte ſhall be amended. Alſo wrytes of dower of men that dyed within the ſomons of the circuyte, aſſyſes of darrayne preſentment, Quare impedit, of churches vacant, within the forſayde ſomons, ſhall be receyued at any tyme before the departure of the Juſtyces. Alſo wrytes of nouel diſſeiſin ſhall be receyued in the circuyte of Juſtyces. The kyng of his ſpeciall grace graunteth, that ſuche as haue lande in dyuers ſhyres, where the Juſtyces make theyr circuite, and that haue lande in ſhyres where the Juſtyces haue no circuyte, that feare to be impleded, and are impleded of other landes in ſhyres, where they haue no circuite, as before the Juſtyces at weſtmynſter, or in the kynges benche, or before Juſtyces aſſygned to take aſſyſes, or in any countie before ſhyrriffes, or in any courte baron, may make a general attourney to ſue for them in all pleas in the circuyte of Juſtyces moued, or to be moued for them or agaynſt them, durynge the circuite, whiche attourney or attourneys ſhall haue full power in all pleas moued durynge the circuite, vntyll the plea be determyned, or that his mayſter remoue hym, yet ſhal they not be excuſed therby, but that they ſhalbe put in iuries and aſſiſes, before the ſame Juſtyces. Shyriffe.

Attourney. Circuyte.

Concer-

Cap. xi.

Receiuers
Auditours.
Accompte.

¶ Concernynge ſeruauntes, baylyffes, chaumberlaynes, and all maner of receyuers, the which are accountable. It is agreed and ordeyned, that when the maiſters of ſuche receyuours do aſſygne auditours to take their accompt and they be founde in arrerages vpon theyr accompte (all thynges allowed whiche ought to be allowed) theyr bodyes ſhall be arreſted, and by the teſtimony of the auditours of the ſame accompt, ſhalbe ſent vnto the nert gaole of the kynges in thoſe parties, and ſhall be receyued of the ſhyryffe or gayloure, and impriſoned in yron and vnder ſaufe cuſtody, and there ſhal remaine at theyr owne coſte, vntyll they haue ſatiſfyed theyr maiſters clerely of arrerages. Neuertheleſſe if any perſon beynge ſo commytted to pryſon do complayne, that the auditours of his accompte haue greued hym vniuſtly, chargynge hym with receptes that he hath not receyued, or not allowynge hym expences, and lyberateys reaſonable, and can fynde frendes that wyl vndertake to bryngе hym before the barons of the eſchequer, the partie ſhall be

Shyryffe.

baylled vnto them. And the ſhyryffe (in whoſe pryſon he is kepte) ſhal gyue knowledge vnto his mayſter, that he appere before the barons of the eſchequer at a certayne daye, with the rolles and tayles, by whiche he made his accompte, and in the preſence of the barons or the auditours, that they ſhall aſſygne hym, the accompte ſhall be reherſed, and iuſtyce ſhall be done to the parties, ſo that if he be founde in arrerages, he ſhall be commytted to the Flete, as aboue is ſaid. And if he flee and wyl not gyue accompt willingly as

Diſtreſſe.

is conteined in the other ſtatutes, he ſhalbe diſtrained to come before the Juſtycers to make his accompt, if he haue wherof to be diſtreyned, and when he commeth in to the courte, auditours ſhalbe aſſygned to take his accompte, before whom if he be found in arrerages and can not pay the arrerages forth with, he ſhal be commytted to the gayle in maner aforeſayd. And if he flee, and it be retourned by the ſhyryffe, that he can not be found, exigentes ſhal go a gaynſt hym from county to county, vntyll he be outlawed, and the pryſoner ſhal not be repleuyable. And let the ſhyryffe or gayloure take hede, if it be with

Gayloure.
Replegiare.

in a fraunchiſe or without, that he do not ſuffer hym to go at large by the common wryt called replegiare, or otherwiſe without aſſent of his maiſter. And if he do, and therof be conuycte, he ſhalbe anſwerable to the partie greued of the damages doue to hym by ſuch his ſeruaant, after as it may be founde by the countre, and ſhal haue his recouery by a wryt of det. And if the gayloure haue not wherwith he may be ſuffyſyed, or not able to paye his dette, his ſuperyour that commytted the cuſtodie of the gayle vnto hym, ſhall be anſwerable by the ſame wryte.

Dette.

Cap. xii.

Appeale.

¶ For as moche as many throughe malyce intendynge to greue other, do procure falſe appeales of murder and felony to be ſued by appellours, hauynge nothynge to ſatyſfie our ſouerayne lorde the kynge, nor to the parties appealed for the damages ſuſtayned by theyr falſe appeale: It is ordeyned, that when any beynge appealed of felony furmiſed vpon hym, dothe acquyte hym ſelfe in due maner, eyther at the ſuyte of the appellour, or the kynges: the Juſtycers, before whome the appeale was herde and tryed, ſhal punyſhe the appellour by a yeres impryſonment, and the appellours ſhall

Appellour.

neuer-

neuertheleſſe reſtore to the partyes appealed theyr damages accordyng to the diſcretion of the Juſtycers, haupnge reſpecte to the pryſonment and trouble that the partie hath ſuſtayned by reaſon of ſuch appeales, and to the ſclaunder and infamy that they haue incurred by the impryſonment or other wyſe, and ſhal neuertheleſſe make a greuous fyne vnto the kyng. And if the appellours be not able to recompence the damages, it ſhalbe inquired by whoſe abbetment and malyce the appeale was commenſed, if the partye appealed deſyre it. And if it be founde by the ſame inqueſt, that any man is abbettour thrꝰgh malyce, at the ſuyte of the partie appealed he ſhall be diſtrayned by a iudicyall wryt to come before the Juſtycers. And if he be lawfully conuycte of ſuche malycious abbetment, he ſhall be punyſſhed by impriſonment, and ſhall pay damages, as before is ſayde of the appellour. And from henſeforth in appeale of the death of man, there ſhall no eſſoyne lye for the appellour for any cauſe, in what ſoeuer courte the appeale ſhall hap to be determined.

Abbettour.

Eſſoyne.

¶ For as moche alſo as ſhyryffes ſaynynge many tymes certayne perſones to be indyted before them in theyr tournes of felonyes and other treſpalles, do take dyuers perſons that are not culpable nor lawfully indyted, and impryſon them, to the intent that they may eracte money from them, where as they were not lawfully indyted by twelue men. It is ordeyned, that ſhyryffes in theyr turnes, and in other places where they haue power to enquyre of treſpallers by the kynges precepte or by office, ſhall cauſe ſuche inqueſtes to be taken by lawfull men, and by twelue at the leaſt, which ſhal put theyr ſeales to ſuche inquiſitions, and ſuche as ſhall be founde culpable by ſuche inqueſtes, they ſhal take and impriſon as they haue vſed afore times to do. And if they do impryſon other then ſuche as haue ben indited by inqueſt: the partyes impryſoned, ſhall haue theyr action by a wryte of falſe impryſonment agaynſt the ſhyryffes, as they ſhulde haue agaynſt any other perſon that ſhulde impryſon them without warrant. And as it hath ben ſayd of ſhyryffes ſo ſhal it be obſerued againſt the bayliffes of any fraunchiſe.

Cap. xiii.

Shyryffes.

Inqueſt.

Falſe impriſonment.

Bayliffes.

¶ Where as for waſte done in the inherytaunce of any perſon, by gardeyns, tenauntes in dower, tenauntes by the curteſye, or otherwyſe for terme of life, or yeres, a wryte of prohibition of waſte hath ben vſed to be graunted, by whiche wryte many were decepued, thynkynge that ſuche as had done the waſte ſhulde not nede to anſwere but onely for waſte done after the prohibition to them directed: Our ſoueraygne lorde the kynge, to put this caſe out of doubte, from this tyme forth hath ordeyned, that of all maner of waſte done to the damage of any perſon, there ſhall be from henſeforth not onely a wryte of prohibition, but alſo of ſomons, ſo that he of whome complaynte is, ſhall anſwere for waſte done at any tyme. And if he come not after the ſomons, he ſhall be attached, and after the attachement he ſhalbe diſtrayned, and if he come not after the diſtreſſe, the ſhyryffe ſhall be commaunded, that in proper perſon he ſhall take with hym twelue, &c. and ſhall go to the place waſted, and ſhall inquere of the waſte done, and ſhall retourne an inqueſte, and after the inqueſte retourned, they ſhal paſſe vnto iudgement, lyke as it is conteyned in the ſtatute made at Gloceſter. Cap. v.

Cap. xiiii.

waſte.

Prohibition.

Shyryffe.

In

Cap xv. Infant. Eloynement.

¶ In euery case where as such as be within age may sue. it is ordeyned, that if such be eloygned, so that they can not sue personally, their next frendes shal be admytted to sue for them.

Cap.xvi Infant. Feffement.

¶ In case where inheritaunce discendeth to one beyng within age of the fathers syde, that helde of one lord, and the mothers syde that helde of an other lorde, there hath ben hytherto great doubte for the mariage of such an heyre to which of them two lordes it shuld belong: It is agreed, that the same lord shall from henseforth haue the mariage, of whom the childes auncetour was first infeffed, not hauing respecte to the sere, nor to the quantytie of the lande, but only to the more auncient feffement by knightes seruyce.

Cap.xvii Essoyne.

¶ In the circuite of the Justycers an essoyne De malo lecti, shall not be from henseforth allowed for landes in the same shyre, onlesse he that caused hym selfe to be essoyned, be sycke in dede, for if the demaundaunt except, that the tenaunt is not sycke, nor in such plyte, but that he may come before the Justycers, his exception shalbe admitted. And if it can be so proued by inquest, the essoyne shalbe turned to a defaut. And from henseforth such essoyne shall not lye in a wryt of right betwene two claimyng by one discent.

Ca. xviiii Dette. Extent.

¶ Where dette is recouered or knowledged in the kynges courte, or damages awarded, it shall be from henseforth in the election of hym that suyth for such dette or damages, to haue a wryte of Fieri facias vnto the shyryfe, for to leuy the dette vpon the landes and goodes of the dettour, or that the shyryffe shall delyuer to hym all the landes and goodes of the dettour (sauyng onely his oxen and beastes of his plough) and the one halfe of his lande vntyll the det be leuyed vpon a reasonable pryce and extent. And if he be put out of the land, he shall recouer by a wryt of nouel disseisin, and after that by a wryt of redisseisin if nede be.

Cap.xix. Dette. Ordinary.

¶ Where as after the death of a person dyenge intestat, whiche is bounden to some other for dette, the goodes come to the handes of the ordynary to be disposed: The ordynarye from henseforth shalbe bounde to answere as farforth as the goodes of the dede wyll extende, in suche sorte as the executours shuld haue ben bounden, if the party had made testament.

Cap. xx. Mordauncestour.

¶ Where as the Justycers in a plea of Mordaunsestour haue vsed to admytte the answere of the tenaunt, that the playntiffe is not next heyre of the same auncetour, by whose death he demaundeth the lande, and is redy to enquere the same by assyse: It is agreed, that in wryttes of cosynage, ayel, and besayll, which be of the same nature, his answere shal be admitted and inquered, and accordyng to the same inquisition, they shal procede to iudgement.

Cap xxi.

¶ Where as in a statute made at Gloucester it is contayned, that if any leasse his lande to an other to paye the value of the fourth part of the land or more, the lessour or his heire after that the paiment hath fealled by two yeres shall haue an action to demaunde the land so leassed in demeane. In like maner it is agreed that if any withholde from his lorde his due and accustomed seruice by the space of two yeres, the lord shal haue an action to demaund the lande in demeane by suche a wryte. Precipe A, quod iuste, &c. reddat B, tale tenementum quod A, de eo tenuit per tale seruicium, & quod ad predictum B, reuerti debet

eo, q predictus A, in faciendo predictum seruicium per biennium cessauit, ut dicitur.

And not onely in this case, but also in the case wherof mention is made in the sayde statute of Glouceſter, wrytes of entre shall be made for the heyre of the demaundant against the heyre of the tenaunt, and against them to whom suche lande shall be aliened.

Ca. xxii.

¶ Where as two or mo do holde woode, turfelande, or fyshynge in common wherin none knoweth his seuerall, and some of them do waste agaynst the inuides of the other, an action may lye by a wrytte of waste. And whan it is passed vnto the iudgement, the defendaunte shall chuse eyther to take his parte in a place certayne by assygnement of the chyrpste, and by the viewe and othe of his neyghbours sworne and tryed for the same intent. or elles he shal graunt to take nothyng from henceforth in the same wood turfeland, and such other, but as his fellowes will. And if he do chuse to take his part in a place certayne, the place wasted shall be assygned for his parte after as it was before the waste done. And there is suche a wrytte in this case, that is to saye.

Cum A, & B, teneant boscum pro indiuiso, B fecit uastum, &c.

Ca. xxiii.

Accomptes.

¶ Executours from henceforth shall haue a wrytte of accompte, and lyke action and proceſſe in the same wrytte, as theyr testatour had and shuld haue if he had lyued.

Ca. xxiiii

¶ In cases where as a wrytte is graunted out of the Chauncery for a thyng done to the noisaunce of an other, the playntyffes from henceforth shall not departe from the kynges courte without remedy, because the lande is aliened from one to an other. And in the regiſter of the chauncery there is no speciall wrytte founde in this case, as of a house, a walle, a mercatte, but the wrytte is graunted agaynst hym that fyrst leuyed the noisaunce. And though the house, walle, or suche lyke be alyened to an other, the wrytte shall not be denyed, but from henceforth, where in one case a wrytte is graunted, in lyke case when like remedy fayleth the wryt shalbe made as hath ben vsed before.

Queſtus eſt nobis A, quod B iniuſte, &c. leuauit domum, murum, mercatum, & alia que ſunt ad nocumentum liberi tenementi ſui, &c.

And if such thiges leuied be aliened from one to an other, ꝑ writ shalbe thus.

Queſtus eſt nobis A, quod B & C, leuauerunt, &c. In lyke maner as a person of a churche may recouer common of pasture by a wrytte of nouel diſſeiſin, lykewyse from henceforth his succeſſour shall haue a Quod permittat, against the diſſeyſour or his heyre, thoughe a like wrytte were neuer graunted out of the chauncery before And in lyke maner as a wrytte is graunted to trye whether lande be the free almes of suche a churche, or elles laye fee: euyn so from henceforth a wryt shall be made to trye, whether it be the free almes of this churche, or of an other churche, if it be alyened to the poſſeſſion of an other church. And from henceforth as often as it shal fortune in the chauncery, that in one case a wrytte is founde, and in lyke case fallynge vnder lyke law, and requyrynge lyke remedy is found none: the clerkes of the chauncery shal agre in makynge the wrytte, or the playntyffes may adiourne it vntyll the nexte parlyament, and let the cases be wrytten in whiche they can not agree, and let them refer them selues vntyll the next parlyament, by consent of men lerned

ned in the law, a wrytte shall be made, leste it myght happen afterward that the kynges court shuld fayle to mynyster Justyce vnto complaynauntes.

Ca. xxv. ¶ For as moche as there is no wrytte in the chauncery, whereby playntyffes can haue so spedy remedy, as by a wrytte of nouel disseisin, our soueraygne lorde the kynge, to the intent that Justyce may be more spedely mynistred, and that delayes in pleas may be abridged and taken away, graunteth, that a wrytte of nouel disseisin shall holde place in mo cases then it hath done here tofore, and graunteth that for essoyers of wood, profit to be taken in woodes by gatherynge of nuttes, acornes and other frupces, for a corrody, for delyuery of corne and other vitayles and necessaryes to be receyued yerely (in a place certayne) tolle, tronage, passage, pontage, pawnage, and suche lyke to be taken in places certayne, keppynges of woodes, parkes, forestes, chaces, warrens, pates, and other bayly wekes, and offyces in fee, from henceforth an assise of nouel disseisin shal lye. And in all the cases afore rehersed the wryt shall be De libero tenemento. And as before tymes it hath lyen and holden place for common of pasture, so shall it from henceforth holde place for cõmon of turfe lande, fyshynge, and suche lyke commons, whiche any man hath appendaunt to freholde, or without freholde by specyall dede, at the leaste for terme of lyfe. In case also when any holdynge for terme of yeres, or in ward alyeneth the same in fee, and by suche alyenation the freholde is transferred to the feffee, the remedy shall be by a wrytte of nouel disseisin, and as wel the feffour as the feffee shalbe had for disseyours, so that ourynge the lyfe of any of them, the sayde wrytte shall holde place. And if by the death of the parties remedy happen to fayle by that wryt, then remedy shalbe obtayned by a wryt of entre. And albeit that aboue mention is made of some cases wherin a wrytt of nouell disseysin helde no place before, let no man thynke therfore that this wryt lyeth not now where it hath lyen before. And though some haue doubted whether a remedye be had by this wrytte, in case where one comoneth in the seuerall of an other, lette it be had for certayne, that a good and a sure remedy is gyuen in that case by the sayd wrytte. Lette them that be named disseysours beware from henceforth, they alledge not false exceptions, whereby the takynge of the assyse may be deferred, sayenge that an other tyme an assyse of the same land passed betwene the same partyes, or sayeng and lyeng that a wryt of more hyghe nature hangeth betwene the same partyes for the same lande, and vpon these and lyke matters do vouche rolles or recordes to warraunty, to the ende that by the same vouchynge they may take awaye the vesture of the lande, and receyue the rentes and profyttes, to the great damage of the playntyffe. And where before none other peyne was ymitted agaynst hym that falsely had alledged suche vntrue exceptions, but onely that after suche false surmyses disproued, the assyse shulde passe: Our souerayngne lorde the kyng to whom suche false exceptions be odious, hath ordeyned, that if any peruge named disseisour do personally alledge the exception at the day to hym gyuen (if he fayle of the warranty that he hath vouched) he shall be adiudged for a disseisour without takynge of the assyse, and shall restore the damages before inquyred, or to be inquered after to the double, and

Assise of nouel dysseysin.

Alienation.

Dysseysour.

Exception.

Voucher.

shall

ſhall neuertheleſſe haue a yeres impriſonment for his falſhod. And if the exception be alledged by a bayliffe, the taking of the aſſyſe ſhal not be delaied therfore, nor the iudgement vpon the reſtitution of the landes and damages. Prouyded neuertheleſſe, ỹ if the maiſter of ſuche a bayliffe, that was abſent, come afterwarde before the ſame Juſtycers, that toke the aſſyſe, and offer to proue by the recorde and rolles, that an other tyme an aſſyſe paſſed betwene the ſame parties for the ſame land, or that the playntyffe at an other tyme dyd withdrawe his ſuyte in a lyke wyſe, or that a plea hangeth by a writ of more highe nature: a writte of Venire facias ſhall be made to hym vpon the ſame recorde, and when he hath the ſame, and the Juſtycers do perceyue, that the recorde ſo ſhewed by hym before the iudgement ſhulde be ſo auayleable, that the playntyffe by force of the ſame, ſhulde be barred of his action: the Juſtycers ſhall awarde immediatly a Scire facias agaynſt him that firſt recouered, that he be afore them at a certayne daye: at the whiche the defendaunt ſhall recouer his ſeaſin and damages (if he ought to haue payed any by the firſte iudgement) with the damages alſo that he had after the firſte iudgement gyuen, whiche he ſhall recouer to the double as before is ſayde, and he that firſte recouered ſhall be punyſſhed by impriſonment after the diſcretion of the Juſtycers. In the ſame maner if the defendaunt, agaynſt whom the aſſyſe paſſed in his abſence, ſhewe any dedes, or releaſſes, vpon the makynge whereof the iury were not examined, nor coulde be examined, byeauſe there was no mention of lykelyhode made of them in pledynge, and myght be ignorannt of the makynge of thoſe writynges: The Juſtycers vppon the ſyght of thoſe writynges ſhall awarde a Scire facias to the party that recouered, that he appere before them at a certayne day, and ſhall cauſe the iurrours of the ſame aſſiſe to come. And if they fynde thoſe writynges true by theyr verdyt, or by intolment, he that purchaſed the aſſyſe contrarye to his owne dede ſhall be punyſſhed by the peyne aforeſayd. Neyther ſhall the ſhyryffe from henſeforth take an ore of the diſſeyſye, but of the diſſeiſour onely, and if there be many diſſeyſours named in one writte: yet ſhall he be contented with one ore, nor ſhall not are any ore but of fyue ſhyllynges pryce, or the value. Bayliffe. Damages. Shyryffe.

¶ In writtes of reddiſſeiſin from henſeforth double damages ſhalbe awarded, and the reddiſſeyſours ſhal not be repleuiable hereafter by the common writte. And lyke as in the ſtatute of Merton the ſame writte was prouyded for ſuche as were diſſeiſed after they had recouered by aſſyſe of nouel diſſeyſin, of Mordauncetour, or other iurtes: euen ſo from henſforth the ſame writ ſhal further holde place for them that haue recouered by defaute, reddition, or otherwiſe without recognition of aſſiſes or iurtes. Ca. xxvi Reddiſſeiſin.

¶ After ſuche tyme as any hath put him ſelfe to any inqueſt, an eſſoyne ſhal be allowed him at the nert day, but the other dates folowyng the takynge of the inqueſt ſhal not be delayed by the eſſoyn, whether he were eſſoyned before or no. Neyther ſhall any eſſoyne be allowed after a day gyuen by Prece partium, in caſe where the parties conſent to come without eſſoyne. Ca. xxvii Eſſoyne.

¶ Where as by the ſtatute of weſtmynſter firſt, it was prouyded that after the Ca. xxviii

Essoyne. the tenauntes haue ones appered in the courte, no essoyne shulde be allowed them in wrytes of assyses. In lyke maner it shall be from henseforth observed against the demaundauntes.

Ca. xxix. Tresspas. ¶ A wrytte of tresspas (Ad audiendum & terminandum) from henseforth shall not be graunted before any Justycers, except Justicers of eyther benche, and Justycers in Eyre, or elles it be for an haynous tresspas, where it is necessary to set spedy remedy: and our soverayngne lorde the kyng of his specyall grace

Appeales. hath thought this good to be graunted. And from henseforth a wryt (to here and determine appeales before Justycers assigned) shal not be graunted but in a specyal case, and for a cause certayne, when the kyng commaundeth. but lest the partyes appealed or indyted be kepte longe in pryson, they shall haue a wrytte of Odio & atia, lyke as it is declared in Magna carta and other statutes.

Ca. xxx. ¶ From henseforth two Justycers sworne shall be assygned, before whome and none other, assyses of nouel disseisin. Mortdauncetour, and attayntes shall be taken, and shall associate with them two, or one of the discretyste knyghtes of the shyre into whiche they shall come, and shall take the forsaid assyses: & attayntes but thryse in the yere at the most, that is to saye, fyrst betwene the quynzyme of sayne John Baptist, and the gule of August, and the second tyme, betwene the feast of the exaltation of the Crosse, and the vtas of sayne Mychell. and the thyrde tyme betwene the feast of the Eppyphany, and the feaste of the purification. And in euery shyre at euery takynge of assyses. before they departure, they shall appoynt the daye of they retourne, so that euery one of the shyre may knowe of they commyng, and shall atourne the assyses from terme to terme, if the takynge of them be deferred at any day by bowchynge to warraunty, by essoyne, or by defaute of turrours. And if they see that it be profytable for any cause that assyses of Mortdauncetour beynge respyted by essoyne, or voucher ought to be adiourned in to the benche: it shall be lefull for them to do it, and then they shal sende the recorde with the originall wrytte before the Justycers of the benche. And whan the matter is come to the takynge of the assyse, the Justycers of the benche shall remyt the matter to the fyrst Justycers before whome the assyse shall be taken. But from henseforth the Justycers of the benche in suche assyses shall gyue foure dayes at the least in the yere, before the sayde Justycers assygned for to spare expence and labour. Inquisitions of tresspas shall be determined before the Justycers of both benches, excepte the tresspas be so heighnous that it shall requyre great examination. Inquysitions also of other pleas pleaded in eyther of the benches shall be determyned before them wherin small examination is requyred, as when the entre or season of any is denyed, or in case when one article is to be inquyred. But inquysitions of many and great artycles the whiche requyre great examination, shall be taken before Justycers of the benche excepte that bothe parties desyre that the inquisition may be taken afore some of the associates, when they happen to come in to those parties, so that from henseforth it shal not be done but by two tustycers, or one with some knyght of the shyre, vpon whom the parties can agree. And suche inquisitions

ons shal not be determyned before any Justicers of the benche, onles a daye and a place certaine be appointed in the shyre in presence of the partyes, and the day and place shalbe mencyoned in a wryt iuditial by these wordes.

Precipimus tibi, quod uenire facias coram iusticiariis nostris apud westmonasterium in octauis sancti Michaelis (nisi talis et talis tali die et loco ad partes illas prius uenerunt) duodecim. &c. And when such manet of inquestes be taken, they shal be returned into the benche, and there shal iudgement be giuen and inrolled. And yf any inquysitions be taken otherwyse then after this fourme, they shall be of no effecte, excepte that assyse of darreyne presentment, and inquisitions of Quare impedit shalbe deliuered in theyr owne shyre before one Justycer of the bench, and one knight, at a day and place certaine in the benche assigned, whither the defendant consent or not, and there the iudgement shalbe gyuen immediatly. All Justycers of the benches frome henseforth shall haue in theyr eyrcuytes clerkes to inrolle all pleas pleded before theym, lyke as they haue vsed to haue in tyme passed. Also it is ordeyned that the Justycers assygned to take assyses, shall not compell the iurours to say precysely, whyther it be dysseysin or not, so that they do shewe the truthe of the dede, and requite ayde of the Justycers. But yf they of theyr owne hed wyl say, that it is dysseysin, theyr verdyt shal be admytted at theyr owne peryl. And from henseforth the Justicers shall not put in assyses or iurves any other, then were somoned to the same at the fyrst.

Justicers of the Benche.
Enrollement
Dysseysin.
Surye.

¶ When any that is impleded before any Justicers dothe alledge an exception, prayeng that the Justicers wyl allowe it, whiche if they wyl not allowe, if he that alleged the exception do wryte the same exception, and requyre that the Justicers wyll put to their seales for a witnes, they shall so do, and if one wil not, an other of the company shal. And if the king vpon compleynt made ageinst the Justycers cause the record to come before him, and the same exception be not found in the rol, and the playntiffe shewe the exception written vnder the seale of a Justicer, the Justicer shalbe commaunded to be redy at a certayne day either to confesse or deny his seale. And if the Justicer can not deny his seale, they shal procede to iudgement according to the same exception, and after as it ought to be allowed or dysalowed.

Cap. xxx
Exception.

¶ When religious men and other ecclesiasticall personnes do implede any, and the partye impleded maketh defaut, wherby he ought to leese the lande, for as moche as the Justicers haue thought hytherto, that yf the party impleded make defaulte by collusion, that where the demaundaunt by occasyon of the statute coulde not obteyne seasin of the lande by tytle of gyfte or other alyenation, he shal nowe by reason of the defaulte, and so the statute is defrauded: It is ordeyned by our soueraygne lorde the kynge in this case, that after the defaulte made, it shall be inquyred by the countrey, whyther the demaundant had ryght in the thyng demaunded or no, and yf it be founde, that the demaundant had right, the iudgement shal passe with him and shal recouer seasin: and yf he had no ryght the lande shall accrue to the next lord of the fee, yf he demaunde it within a yere from the time of the inquest taken. And if he do not demaunde it within the yere, it shal accrue to the next lord aboue, if

Ca. xxxi.
Collusion.
Defaulte.

he do demaunde it with in halfe a yere after the same yere. And so euery lorde after the nert lorde immediate, shall haue the space of halfe a yere for to demaunde it successiuely, vntyl it come to the kyng, to whom at length thorow defaut of other lordes the land shal accrue. And to challenge the turrours of the inquest euery of the chyefe lordes of the fees shall be admytted, and lykewyse for the kyng they that wyll shall challenge. And after the iudgement gyuen (the lande shall remayne in the kynges handes) vntyl it be deteygned by the demaundant or some other chyefe lorde, and the shyriffe shalbe charged to answere therfore at the eschequer.

Challenge.

Shyrryffe.

Ca xxxii

Croffes.

¶ For as moch as many tenantes set vp crosses, or cause to be set vp in theyr landes in preiudyce of their lordes, to thintent that the tenantes shuld defend them selues ageinst the chiefe lordes of the fee, by the priuileges of templars and hospytelers: It is ordeyned that suche landes shalbe forfeyt to the chyefe lordes or the kynge, in the same maner as is prouyded for landes alyened in mortmayne.

Ca xxxiii

Rauyssment.

¶ It is prouyded, that yf any man from henseforth do rauyshe any woman maried, mayde or other (where she did not consent neither before nor after) he shal haue iudgement of life and of membre. And lykewyse where a man rauisheth a woman maried, lady, damoisel, or other with force (although she consent afterward) he shal haue such iudgement as before is sayd, yf he be attainted at the kynges suite, for the kyng shal haue the suite. And for wymen caried away with the goodes of theyr husbandes, the kyng shal haue the suite for the goodes taken away. And in case the wyfe wylfully forsake her husband, and go awaye and continue with her paramour, she shalbe barred for euer of action to demaund her dower, that she ought to haue of her husbandes landes, yf she be conuycted theryppon, except that her husband wyllyngly and without coheretion of the churche, reconcyle her, and suffre her to dwell with hym. in whiche case she shalbe restored to her action. He that carieth away a nunne from her house, although she consent, shalbe punished by thre yeres imprisonment, and shall make conuenient satisfaction to the house, frome whense she was taken and neuertheles shal make fine at the kinges wyll.

Dower.

Cap. 34.

Rauyssment de garde.

¶ Concerning childzen males or females (whose mariage belongeth to another) taken and caried away, yf the rauisshour haue no ryght in the mariage, thoughe afterward he restore the child vnmaried, or els pay for the mariage, he shal neuertheles be punished for his offence by two yeres imprysonment, and if he do not restore, or do mary the chyld after the yeres of consent, and be not able to satisfy for the mariage, he shal abiure the realme, or haue perpetual imprisonment, and theryppon the plaintiffe shal haue suche a wryt.

Si A. fecerit te securum de clamore suo. &c. tunc pone per uadium. &c. B. quod sit coram iusticiariis nostris. &c. ostensurus, quare talem heredem infra etatem existentem (cuius maritagium ad ipsum pertinet tali loco inuentum rapuit et adduxit, contra uoluntatem ipsius A. et contra pacem nostram. &c.

And if the heyre be in the same county, then this clause must be therto added.

Et diligenter inquiras, ubi ille heres sit in balliua tua: Et ipsum (ubicunque inuentus fuerit) capias, et saluo et secure custodias, ita quod eum habeas coram prefatis iusticiariis

ariis nostris ad prefatū terminū, ad reddendū sui predictorum A, et B, reddi debeat.

And sute shalbe made ageinst the party on whom compleynte is made, vntil he come in by dystresse, yf he haue whereof he maye be dystrayned, or elles for his contumacy, in case he be not iustifiable, he shalbe outlawed. And yf percase the heyre be maried or caried into an other county, then a wryt shalbe directed to the shyryffe of the same shyre in this fourme.

Questus est nobis A, q̄ B, nuper talem heredem infra etatem et in custodia sua existentem, tali loco in comitatu tali capuit, et de comitatu illo ad talem locum in comitatu tuo adduxit, cōtra uoluntatem ipsius A, et contra pacem, &c. Et ideo tibi precipimus, q̄ predictum heredem (ubicunq; eum in balliua tua inuenire poteris) capias, et saluo et secure eum custodias, ita q̄ eum habeas coram iusticiarijs nostris, &c. tali die q̄ idem A, habet uersus predictum B, ad reddendum cui de iure reddidebat.

And if the heire happen to dye, (before he be restored, or afore he can be found) the plea shal passe betwene them neuertheles, vntyl it be tryed who ought to haue had it, if he had ben liuing. Neyther shal the raunsshour be excused or ceased of the punyshment aforesayd, by the death of the heyre, whom he dyd withhold by wrong durynge his lyfe. And yf the playntife dye before the plea tried, yf the ryght belong to him by reason of his propre fee, the plea shalbe resomoned at the suyte of the heyre of the plaintiffe, and the plea shal passe in due ordre. But yf the ryght belonged to him by an other title, as by a tytle of gyfte, sale, or other lyke, then the plea shalbe resomoned at the suite of the executours of the playntyffe, and the plea shal passe as before is sayd. In the same maner yf the defendant dye, before the plea be tryed, or the plea be restored, the plea shal passe by resomons betwene the plaintiffe his heires or executors, and the executours of the defendant or his heires, yf the executours be not suffycyent to satysfy for the value of the maryage, after as it is conteined in other statutes, but not as to the peyne of imprysonment: for none ought to be punyshed for the offence of another. In the same maner when a plea hangeth betwene parties for the warde of lande or of an heyre or of both, by the common wryt that beginneth: Precipe tali, &c. q̄ reddat, &c. Resomons shalbe made betwene the heires and executours of the playntiffe, and lykewyse the heyres or executours of the defendaunt, yf deathe preuente any of the partyes afore the plea determined. And when they haue passed vnto the great dystresse, a daye shall be gyuen, within whyche thre courtes maye be holden at the least, in euery of whyche open proclamation shall be made, that the defendour shall come into the benche at the daye conteyned in the wrytte, to aunswere the playntyffe, at which day yf he come not, and the proclamation be so returned ones, twise, or thryse, the iudgement shal passe for the plaintiffe, sauyng the ryghte of the defendant, if afterward he wyl clayme it. In the same maner it shalbe done in a wrytte of trespas, when any complaineth hym selfe to be ejected from suche wardeshyppes.

Resomons.

Warde of lande or of heyre.

¶ For as moche as lordes of courtes and other that kepe courtes, and stewardes intendynge to greue theyr tenauntes (where they haue no lawful meane so to do) procure other to moue matters ageinst them, and to put in surety and other pledges, or to purchase wryttes, and at the suyte of such plaintyffes

Ca. xxxv
Courtes.

tyfes compel them to folowe the county, hundred, wapentake, and other like, vntyl they haue made fyne with them at they? wyl: It is ordeined, that it fhal not be fo vfed herafter. And if any be attached vpon fuch falfe complayntes, he fhal repleup his diftreffe fo taken, and fhal cauſe the matter to be brought afore the Juſtycers, before whom if the fhiriffe, bayliffe, or other lord (after that the party dyſtrained hath formed his plaint) wyl aduowe the diſtres lawfully taken by reaſon of fuch complentes made vnto them, and it be replied, that fuche playntes were moued malycyouſly agaynſte the partye by the ſolicitation or procurement of the ſhyryffe, bayliffe, or lorde, the ſame replycation fhall be admytted, and yf they be conuycte herevpon, they fhal make fyne to the kynge, and neuertheleſſe reſtore treble damages to the partyes greued.

Attachemẽt.

Cap. 36. Bayliffe. Dyſtreſſe.

¶ For as moche alſo as to the bayliffes office it belongeth to take dyſtreſſes, intending to greue they? ſubiectes that they might exacte money of them, do ſend ſtraungiers to take diſtreſſes, to the intent that they wolde greue the tenantes, by reaſon that the parties ſo diſtrained, not knowing ſuch perſons, wyl not ſuffre the dyſtreſſes to be taken: It is prouided that no diſtres ſhalbe taken, but by bailiffes ſworne and knowen. And if they take diſtreſſes otherwyſe, and therupon be conuict, if the parties greued wyll purchaſe a wryt of treſpas, they ſhalbe reſtored to their damages, and be greuouſly puniſhed towardes the kyng.

Capi. 37. Iurye.

¶ For as moche alſo as ſhiriffes, hundredars, & bayliffes of lybertyes haue vſed to greue they? tenantes, putting in aſſyſes and iuries men diſeaſed and decrepite, and haunge continuall or ſodeyne dyſeaſe, & men alſo dwelled not in the countre at the time of the ſomons, and ſomon alſo an vnreſonable multytude of iurrours, for to extorte money from ſome of them for lettyng them go in peace, and ſo the aſſiſes and iuries paſſe many tymes by poore men, and the ryche men abyde at home by reaſon of they? brybes: It is ordeyned, that from henſforth in one aſſyſe no mo ſhalbe ſomoned then .xxiiii. And olde men aboue .lxx. yeres, beyng continually ſycke, or being dyſeaſed at the tyme of the ſomons, or not dwelling in the countre, ſhal not be put in iuryes or pety aſſyſes, nor alſo ſhalbe put in aſſiſes and iuries, thoughe ſome ought to be taken in they? owne ſhyre, that may dyſpende leſſe then .xx.s. yerely. And if ſuche aſſiſes and iuries be taken out of the ſhyre, none ſhal paſſe in them, but that may diſpende .xl.s. yerely at the leaſt, except ſuch as be wytneſſes in dedes or other wrytinges, whoſe preſence is neceſſary, ſo that they be able to trauayle. Neyther ſhall this ſtatute extende to great aſſyſes, in whiche it behoueth many tymes knightes to paſſe (not reſident in the countre) for the ſcarſite of knightes ſo that they haue land in the ſhyre. And if the ſhiriffe or his vnderbayliffes, or bayliffes of liberties, offende in any poynt of this ſtatute, and therupon be conuycte, damages ſhalbe awarded to the parties greued, and ſhal neuertheleſſe be amerced to the kyng. And Juſtices aſſigned to take aſſiſes, when they come into the ſhyre, ſhall haue power to here the plantes of all complaynantes, as to the artycles conteyned in this ſtatute, and to mynyſtre Juſtyce in fourme afore ſayde.

Graunde Aſſyſe.

Shyryffe.

For

Capi. 38.

Shyrffe. Returne of writtes.

¶ For as moche as Justyces, to whose office it belongeth to mynystre Justyce to all that sue before them, are many tymes dystourbed in due execution of theyr office, for that shyrffes do not returne wrytes originall and iudicyall, and also for that they make false returnes vnto the kynges wrytes: Our soueraygne lorde the kynge hathe prouyded and ordeyned, that suche as do feare the subtyltye of shyrffes, shall delyuer theyr wrytes originall and iudycyall in the open countye, or agayne in the shyre, where the collecton of the kynges money is, and maye take of the shyrffe or vndershyrffe beynge presente a byll, wherin the names of the demaundauntes and tenauntes mencyoned in the wryt, shalbe conteyned and at the request of him that delyuered the wrytte, the seale of the shyrffe or vndershyrffe shall be put to the byll for a testymonye, and mencyon shalbe made of the day of the delyuerance of the wrytte. And yf the shyrffe or vndershyrffe wyl not put his seale to the byll, the wytnes of knyghtes and other credyble persons beynge in presence, shall be taken, that put theyr seales to suche byll. And yf the shyrffe wyl not retourne wrytes delyuered vnto hym, and complaynt therof be made to the Justyces, a wrytte iudycyall shall go vnto the Justycers assygned to take assyses, that they shall inquyre by suche as were presente at the delyueraunce of the wrytte to the shyrffe, yf they knewe of the deliuerance, and the inquest shall be returned. And yf it be founde by the inquest, that the wrytte was deliuered to hym, damages shall be awarded to the playntyffe or demaundaunt, hauing respect to the qualitie and quantity of the action, and to the peryl that might haue come to him by reason of the delay that he sustained, and by thys meane there is remedy when the shiriffe returneth, that the wryt came to late, wherby he coulde not execute the kynges commaundment. Oftentymes also pleas be delated by reason that the shiriffe returneth, that he hath commaunded the baylyffes of some libertie, whiche dyd nothinge therin, and nameth liberties, that neuer had the returne of writtes, wherupon oure soueraigne lorde the kyng hath ordeined, that the tresourer and barons of the eschecquer shal deliuer in a rol al the liberties in almaner of shires that haue returne of writtes. And if the shiriffe answere, that he hath made returne to a baylyffe of a nother libertye, then is conteyned in the saide rol, the shiriffe shalbe forthwith punished as a disherytour of the king and his crowne. And if peraduenture he returne, ꝙ he hath deliuered the wryt to a bailiffe of some libertie, that in dede hath returne, the shiriffe shalbe commaunded, that he shal not spare for no lyberty, but to execute the kinges precept, and that he do the baylyffes to wyte, to whom he returned the writ, that they be redy at a daye conteyned in the wryt, to aunswere why they dyd not eretute the kynges precepte. And yf they come at the day & acquyte them selues, that no returne was made to them, the shiriffe shalbe forthwith condempned to the lord of the same liberty, and lykewyse to the party greued by the delay for to rendre damages. And yf the bailiffes come not in at the day, or do not acquite them selues in maner aforesayd in euery iudicial writ, so longe as the plea hangeth, the shiriffe shall be commaunded to spare for no lyberty, &c. Many tymes also shyrffes make false retournes as touchynge these artycles. Quod de exitibus, &c. retourning

Seale.

Lyberty.

some tyme and leyinge, that there be no yssues (some tyme that there are final yssues (when they may returne great) and some tyme do make mencyon of no yssues, wherfore it is ordeyned and agreed, that yf the playntyffe demaunde of the shyryffes returne, it shall be graunted hym. And yf he offre to auerre, that the shyryffe myght haue returned greater yssues vnto the kyng, he shal haue a writ iudyciall vnto the Justyces assygned to take assyses, that they shall inquyre in presence of the shyryffe (yf he wyl be there) of what and howe great yssues the shyryffe myght haue made returne from the day of the writ purchased vnto the daye conteyned in the wrytte. And when the inquest is returned, yf he haue not afore aunswered for the hole, he shall be charged with the ouer plus by the extreates of the Justyces delyuered in the eschequer, and neuertheles shall be greuously amerced for the concelement. And let the shyryffe knowe, that rentes, corne in the graunge, and all mouables (except horse, harneys, and housholde stuffe) be conteyned within the name of issues. And the kynge hath commaunded, that shyryffes shall be punyshed by the Justyces ones or twyse (yf nede be) for suche false returnes. And yf they offend the thyrd tyme, none shal haue to do therwith but the kyng. They make also many tymes false aunsweres, returnyng that they could not execute the kynges precept, for the resystence of some great man, wherfore let the shyryffes beware from henseforth, for suche maner of aunsweres redounde moch to the dyshonour of the kyng and of his crowne. And as sone as his vnderbayliffes do testyfye, that they founde suche resystence, forwith al thinges set a part (takyng with him the power of the shire) he shal go in proper person to do execution & if he fynde his vnderbailiffes false, he shal punish them by imprisonment, so that other by theyr example may be reformed. And yf he do fynd them true, he shal punyshe the resysters by imprysonment, from whense they shal not be deliuered without the kynges speyal commaundment. And if percase the shiriffe when he cōmeth, do finde resistence, he shal certefy to the courte the names of the resysters, ayders, consenters, commaunders, and fauourers and by a writ iuditial they shalbe attached by the bodies to appere in the kinges court, and if they be conuict of suche resystence, they shalbe punyshed at the kinges pleasure, neither shal any officer of the kinges medle in assyguing the punishment, for our souerayne lord the kyng hath reserued it specially to him self, bicause that resisters ben reputed disturbours of his peace and of his realme.

Returne.

Resystence.

Cap. 39. Alienation. Warranty. ¶ Where any doth alyene the right of his wife, it is agreed, that from henseforth the suite of the wife, or her heire after the death of her husband, shal not be delaied by the nonage of the heire that ought to warrantise, but let the purchaser tary (whiche ought not to haue ben ignorant that he bought the right of another) vntyl the age of his warrantour, to haue his warranty.

Cap. xl. Alienation. Purchase. ¶ Our souerayne lorde the kynge hath ordeyned, that yf abbottes, pryours, keperes of hospytalles, and other religious houses founded by hym or by his progenytours, do from henseforth alyene the landes gyuen to theyr houses by him, or by his progenitors: the lande shall be taken into the kynges handes, and holden at hys wyll, and the purchaser shall leese his recouery as well of

the

the landes as of the money that he payed. And yf the house were founded by an erle, baron, or of other persons, for the landes so alyened, he (from whome, or from whose auncestour the lande so alyened was gyuen) shall haue suche a writt to recouer the landes in demeane. Precipe tali Abbati q̄ iuste. &c. reddat, G, F tale tenementum, q̄ eidem domui collatum fuit in liberam elimosinam per predictū, G uel antecessores suos, et q̄ ad predictū, G reuerti debet, per alienationē, q̄ predictus Abbas fecit de predicto tenemento cōtra formam collationis predicte, ut dicit. In lyke maner for landes gyuen for the mayntenance of a chaunterp or of lyght in a churche, or chapel, or other almes to be manteyned, if the land gyuen be alyened. But yf the land so gyuen for a chauntery, light, sustenance of poore people, or other almes, to be mayntcyned or done be not alyened, but such almes is withdrawen by the space of two yeres, an action shal lye for the donour or his heyre to demaund the land so gyuen in demeane, as it is ordeyned in the statute of Glouestre for landes leassed to do or to rendre the .iiii. part of the value of the land, or more. Chauntrey.

Cap.xli. Hierger.

¶ Concernynge the kinges marshalles of fee, chaumberlaynes, porters in the cyrcuyte of Justyces and serieauntes berynge byerge before Justyces at Westmynster whyche haue the same offyce in fee, and that are more by reason of theyr fee, then they haue vsed to are wherupon many do complayne on them, that haue knowen and sene the ordre of the courte of longe tyme, Oure souerayngne lorde the kyng hath caused to be inquyred by an inquest what the sayde offycers of fee haue vsed to haue in tymes passed, and hathe ordeyned and commaunded that a marshall of fee whyche of newe areth a palfraye of earles, baronnes, and other holdynge by a parte of a baronye when they haue done homage, and neuertheles an other palfraye when they are made knyghtes, and of some that oughte not to gyue any, are a palfraye. It is in lyke maner ordeyned that the sayde marshall of euery earle and baron holdynge by an entyer baronye, shall be contented with one palfraye, or with the pryce of it, suche as he hath vsed to haue of olde, so that yf he toke a palfray or the pryce of one at the doynge of his homage in fourme aforesayde, he shall take nothing when he is made knyght, and yf he toke nothing at the doynge of his homage, when he is made knyght, he shall take. Of abbottes and pryours, holdinge an hole barony, when they do homage or fealte for theyr baronyes, he shall take one palfraye or the pryce as afore is sayde, and this shal also be obserued amongest archebyshoppes and byshoppes of suche as holde but a parte of a barony, whyther they be religious or secular, he shall take accordynge to the portion of the parte of the baronye that they holde. Of religious men that holde in free almes and not by a baronye, nor parte of a barony, the marshall from henseforth shal demaund nothing. And our soueraine lord the king hath graunted that by this estatute a marshal of fee shal not be barred herafter to demaund more, yf he can shew that he hath ryght vnto more. The kynges chamberlaynes from henseforth shall haue of archbishops, bishops, abbots, pryours, and other persons spiritual, of erles & barōs holding an entier barony, a resonable fyne when they do theyr homage Marshall of fee.

Byshops.

Chaumberlaynes.

or fealte. And yf they holde by a parte of a barony, they shall take a reasonable fyne accordynge to the portion to them belongyng. Other abbottes, priours, persons spyrytual and temporall that holde no entyer barony, nor part of a barony, shall not be dystrayned to make fyne, as it is sayde by them that holde by a barony, or parte of a barony, but the chaumberlayne shall be contented with his vpper garment, or with the pryce therof, whiche is done in fauour of persons relygyous more then of lay personnes, for it is more conuenyent that relygyous men shulde fyne for theyr vpper garment, then to be strypped.

Ca. xlii. Hospytelers. Templers.

¶ Be it prohybyted from henseforth to hospytelers and templars that heraftter they brynge no man in plea before the kepars of theyr priuileges for any matter (the knowledge wherof belongeth to the kinges courte (whiche if they do, fyrst they shall yelde damages to the party greued, and be greuously punysshed vnto the kynge. The kynge also prohybyteth to the kepars of suche pryuyleges, that from henseforth they graunt no cytations at the instaunce of hospytelers, templars, or other persons pryuyleged, afore it be expressed vpon what matter the citation ought to be made. And if the kepars do se that a cytation is requyred vpon any matter (the knowledge wherof belongeth to the kynges court) the kepars shall neither make nor knowledge the citation. And yf the kepars do otherwyse they shall yelde damages to the partye greued, and neuertheles shalbe greuously punished by the kyng. And for as moche as suche persons pryuileged depute kepars, subpryours, chauntors, fertens, whiche be religious men and whiche haue nothinge to satysfye the partyes greued nor the kynge, whiche be more bolde to offende the kynges dygnitie, then theyr superyours, to whom punyshment may be assygned by theyr temporaltyes. Lette the prelates of suche obedientes therfore beware from henseforth that they do not suffre theyr obedyentes to vsurpe any iurisdiction in preiudyce of the kinge and his crowne, and yf they do, theyr superiours shalbe charged for theyr facte as moche as yf they had bene conuycte vppon theyr propre acte.

Ca. xliii. Sirgers.

¶ Concernyng porters bearyng sierge before iustyces of the benche in the circuite. It is prouyded that of euery assyse and iury that they kepe they shal take. x. d. onely, and for the byles nothynge. Of suche as recouer theyr demaundes agaynst many by defaute, confession, or otherwyse by iudgement without assyse or iurye, they shall take nothynge. Of suche as go without day by defaute of the demaundaunt or playntyfe, nothynge. And if any recouer his demaunde agaynst many, by one wrytte, and by recognisaunce of assyse or iurye, they shall be content with. iiii. d. And lykewyse if many named in one wrytte do recouer theyr demaunde by recognysaunce of assyse or iurye, they shall take. iiii. d. Of suche as do homage in the benche, they shal be content with theyr vpper garment. Of great assises, attaintes, iurtes, and bataple waged, they shall take. xii. d. onely. Of suche as be called before Iustyces to sue or to defende their plea, their comminge in or forth. At the pleas of the crowne, for euery dosen. xii. d. shall be taken. Of euery gayle delyuere iiii. d. shall be taken. Of euery one whose peace is proclaymed. xii. d. onely

shall

shall be taken. Of the synders of men slayne, and other of a towne attached iiii.d. Of sythynge men nothynge shall be taken. Of Cyrographers for makynge a Cyrograte, it is ordeyned that they shall be contented with. iiii. s. Of clerkes wrytynge wrytes originall and iudiciall, it is ordeyned that for one wrytte they shall take but. i.d. And the kynge chargeth all his Justycers vpon theyr layth and othe that they owe hym, that if suche maner of offycers offende in any artycle agaynst this statute, and complaynt come to them therof, they shal execute on them reasonable punyshment. And if they offend the seconde tyme, they shall awarde greater punyshment, that they may be duely corrected, and if they offende the thyrde tyme, and be therupon conuycted (if they be offycers of fee) they shall lese theyr fee, and if they be other they shall auoyde the kynges courte, and shall not be receyued agayne without the speciall grace and lycence of the kyng hym selfe.

Cyrographers. Clerkes.

¶ Bycause that of suche thynges as be recorded before the Chauncellour and Justycers of the kynge, that haue record, and be inrolled in theyr rolles, processe of plea ought not to be made by somons, attachementes, elloyne viewe of lande, and other solempnyties of the courte as hath ben vsed to be done in bargaynes and couenauntes made out of the courte: From henseforth it is to be obserued, that those thynges whiche are founde inrolled before them that haue record, or conteyned in fynes, whether they be contractes couenauntes, obligations, scrupces. or customes knowledged or inrolled, wherin the kynges courte without offence of the lawe and custome may execute theyr auctoritie, from henseforth they shal haue such vigor, that hereafter it shall not nede to pleade for them. But whan the playntyffe commeth to the kynges courte (if the recognisaunce or fyne leuyed be freshe) that is to saye within the yere, he shall forthwith haue a wrytte of execution of the same recognysaunce made. And if the recognisaunce were made, or the fyne leuyed of a further tyme passed, the shyryffe shall be commaunded, that he gyue knowledge to the partye (of whome it is complayned) that he be afore the Justyces at a certayne day, to shewe if he haue any thynge to shewe why suche matters inrolled or conteyned in the fyne oughte not to haue execution. And yf he do not come, or peraduenture do come, and can nothyng saye why execution ought not to be done, the shyryffe shalbe commaunded to cause the thynge inrolled or contayned in the fyne to be executed. In lyke maner an ordynary shall be commaunded in his case, obseruynge neuertheles as before is sayde of a meane, whiche by recognysaunce or iudgement is bounde to acquyte.

Cap. xliiii. Enrolment. Fynes.

¶ Where as in a statute made at Merton it was graunted that lordes of wast woodes and pastures myght improwe the sayde wast woodes and pastures not withstandynge the contradiction of the tenauntes, so that the tenantes had suffycyent pasture to theyr holde with free egresse and regresse to the same. And for as moche as no mention was made bytwene neyghbours, many lordes of wast woodes and pastures haue bene troubled heretofore by the tradyction of neyghbours haupnge suffycyent pasture. And for bycause forayne tenauntes haue no more ryght to commune in the waste woodes, or

Cap. xlv. Improwment Pasture.

pastures

waaſt woo-des.

paſtures of any lo2de, then the lo2des owne tenantes. It is o2deyned that the ſtatute of Merton p2ouided betwene the lo2d and his tenauntes, from henſfo2th ſhall holde place betwene lo2des of waſte woodes and paſtures, and neyghbours ſaupnge ſuffycient paſture to they2 tenauntes and neyghbours, ſo that the lo2des of ſuche waſte woodes, and paſtures may make imp2ouement of the reſydue, and this ſhal be obſerued fo2 ſuche as clayme paſture as appurtenaunt to they2 holde. But if any do clayme common of paſture by ſpecyall feffement o2 graunt fo2 a certayne number of beaſtes, o2 otherwyſe whiche he ought to haue of common ryght, where as couenaunt barreth the lawe he ſhall haue ſuche recouerie as ought to be had by fo2me of the graunt made vnto hym. By occaſion of a mylle, wyndmyl, berkary, weyze, deyery, in largyng of a courte o2 curtilage, from henſfo2th no man ſhalbe greued by aſſyſe of nouel diſſeiſin, fo2 common of paſture. And where ſomtyme it chaũceth that one hauyng right to imp2oue, do leuy a dyke o2 an hedge, and ſome by nyght o2 at an other ſeaſon whan they ſuppoſe not to be eſpyed, do ouerth2owe the hedge o2 dyke, and it can not be knowen by verdyte of the aſſyſe o2 iurye, who dyd ouerth2owe the hedge o2 dyke, and men of the to2nes nere wyll not indyte ſuche as be gylty of the facte, the to2nes nere adioynynge ſhall be diſtrayned to leuy the hedge o2 dyke at they2 owne coſte, and to yelde damages. And where one hauynge no ryght to common vſurpeth common, what tyme an heyze is within age, o2 what tyme a woman is couert, o2 whyleſt the paſture is in the handes of tenauntes in dower, by the curteſye, o2 otherwyſe fo2 terme of lyfe, o2 yeres, o2 in feetayle, and the paſture be longe vſed, many holde opynyon that ſuche paſtures ought to be ſayde appurtenaunt to freholde, and that the poſſeſſyoner ought to haue action by a wryt of nouel diſſeiſin, if he be defo2ſed of ſuche paſture: but from henſefo2th this muſt be holden fo2 lawe, that ſuch as haue entred within the tyme that an aſſyſe of Mo2tedauncetour hath lyen, if they had no common befo2e, ſhal haue no recouery by a wryt of nouel diſſeiſin if they be defo2ced.

Mylle. Dyke. Hedge.

Common.

Ca. xlvi. ¶ It is p2oupded that the waters of Humbze, Owſe, Trent, Done, Irre, Derewent, Wherfe, Nydzoze, Swale, Teſe, Tyn, Eden, and all other waters (wherin ſalmons be taken) ſhalbe in defence fo2 taking ſalmons from the Natiuitie of our Lady vnto ſaynt Martynes day. And lykewyſe that ponge Salmons ſhall not be taken no2 diſtroyed by nettes, no2 by other ingyns at mylle poles, from the myddes of Apzyle vnto the Natiuitie of ſaynt John Baptiſt. And in places where as freſhe waters be, there ſhall be aſſygned ouerſears of this ſtatute, whiche beyng ſwo2ne ſhall oftentymes ſee and enquyze of the offenders, and fo2 the fyzſte treſpaſſe they ſhall be punyſhed by burnynge of they2 nettes and ingyns. And fo2 the ſeconde tyme, they ſhall haue impzyſonment fo2 a quarter of a yere. And fo2 the thyzde treſpas, they ſhall be impzyſoned a hole yere. And as the treſpaſſe increaſeth ſo ſhall the punyſhment.

Salmon.

Nettes.

Ca. xlvii Viewe of lande. ¶ Fo2 viewe of lande it is o2deyned and p2oupded, that from henſefo2th viewe ſhall not be graunted, but in caſe where the viewe is neceſſary. As if one loſe lande by defaulte, and he that loſte moueth a wryt to demaunde the ſame

ſame lande. And in caſe where one by an exception delatory abateth a writte after the viewe, as by nontenure, or myſnamynge of the towne, or ſuch lyke, if he purchaſe an other writte, in this caſe and in the caſe before mentioned, from henſeforth the viewe ſhall not be graunted, if he had viewe in the fyrſt writtes. In a writte of dower, where the demaundeis of lande that the huſbande alyened to the tenaunt or his auncetours (where the tenaunt ought not to be ignoraunt what lande the huſbande dyd alyen to hym or his auncetour) though the huſbande died not ſeaſed, yet from henſeforth viewe ſhall not be graunted. In a writ of entre alſo that is abated bycauſe the demaundaunt myſnamed the entre, if he purchaſe an other writte of entre, if the tenaunt had viewe in the fyrſte writte, he ſhall not haue it in the ſeconde. In all writtes alſo where landes be demaunded by reaſon of a leaſſe made by the demaundaunt or his auncetour, vnto the tenaunt and not to his auncetour, as that whiche he leaſſed to hym, beinge within age, not hole of mynde beynge in priſon, and ſuche lyke, viewe ſhall not be graunted hereafter, but if the demyſe were made to his aunceſtour, the viewe ſhall lye as it hath done before.

Caxlviii
Churche.
Aduowſon.

¶ The Chauncellour, Treaſourer, Juſtyces, nor none of the kynges counſell, no clerke of the chauncery, nor of the eſchequer, nor of any juſtyce or other officer, nor none of the kynges hoale, clerke ne laye, ſhall not receyue any churche, nor aduowſon of a churche, lande nor tenement by gyfte in fee, nor to ferme, ne for purchaſe, nor otherwyſe, ſo longe as the thyng is in plea before vs, or before any of our officers, nor ſhall take no rewarde therof. And he that doth contrary to this acte, eyther hym ſelfe, or by an other, or make any bargayne, ſhall be punyſhed at the kynges pleaſure, as well he that purchaſeth as he that doth. AL the ſayd ſtatutes ſhal take effecte at the feaſt of ſaynt Myghel nexte commynge, ſo that by occaſion of any offences done on this ſyde the ſayd feaſt contrary to any of theſe eſtatutes, no punyſhement (mention wherof is made within theſe eſtatutes) ſhall be executed vpon the offenders. Moreouer concernynge the ſtatutes prouyded where the law fayled, and for remedyes, leſt ſuitours commyng to the kynges court ſhulde departe from thenſe without remedy, they ſhall haue writtes prouyded in theyr caſes, but they ſhall not be pleaded vntyll the feaſte of ſaynte Myghell afore ſayd.

¶ Here begynneth the ſtatute of wynchester, made the. xiii. yere of Edwarde the fyrſt.

Cap.i.

FOr as moche as from daye to day robberyes, murders, burnyng of houſes and theft be more often vſed than they haue ben heretofore, and felons can not be attaynted by the othe of Jurrours whiche had rather ſuffer ſtraungers to be robbed, and ſo to paſſe without peyne, than to indyte the offendours, of whome great parte be folke of the ſame countre, or at the leſt if the offendours be of an other countre, the receyuours be of places nere. And they do the ſame bycauſe the othe is not put vnto iurrours of the ſame countre, where ſuche felonyes were

were done, and to the reſtitution of damages hytherto no peyne hath ben ympoſed for theyr concelement and latches. Our ſoueraygne lorde the kynge, for to abate the power of felons, hath eſtabliſſhed a peyne in this caſe, ſo that
Felonyes. from henſeforth for feare of the peyne more than for feare of any othe, they ſhall not ſpare any, nor concele no felonies. And from henſeforth cryes ſhall be made in all countyes, hundredes, markettes, fayres, and all other places (where great reſorte of people is) ſo that none ſhall excuſe hym ſelfe by ignorannce, that from henſeforth euery countre be ſo well kepte, that immediatly vpon ſuche robberyes and felonyes committed, freſhe ſuite be made from
Freſſe ſuyte. towne to towne, and from countre to countre.

Cap. ii. LYkewyſe when nede requyreth inqueſtes ſhall be made in townes by him
Inqueſt. that is lorde of the towne, and after in the hundred, and after in the fraun-
Felonies. chyſe and in the countye, and ſometyme in two, three, or foure countyes, in caſe where felonyes be committed in the marches of ſhyres, ſo that the treſpaſours may be attaynted. And if the countre wyll not aunſwere for the bodyes of ſuche treſpaſours, the peyne ſhall be ſuche, that is to wyte, that the people dwellynge in the countre ſhall be aunſwerable for the robberies done, and alſo the damages, ſo that the hole hundreth, where the robbery happeth to be done, or the fraunchyſes beinge within the precincte of the ſame hundreth, ſhalbe anſwerable for the robberyes done. And if the robbery chaunce to be done in the diuiſion of two hundredes in ſuch caſe both hundredes and the fraunchiſes which alſo be within the precinctes of them, ſhal be anſwerable. And after ỹ the felony or robbery is done the cõtre ſhal haue no lõger ſpace thã half a yere, within which half yere it ſhal behoue them to agre for the robberye or treſpas, or els that they wyl anſwere for the bodies of the offenders.

Cap. iii. AND for as moche as the kynge wyll not that his people ſhuld be ſodaynly impoueryſhed by reaſon of this penaltye, that ſemeth very harde to many, the kynge graunteth, that they ſhall not incurre it immediatly, but it ſhalbe reſpyted vntyll the Eaſter next folowyng, within whiche tyme the kyng may
Felonie. ſe howe the countre wyll order them ſelues, and whether ſuche felonyes and
Robbery: robberyes do ceaſe. After whiche terme let them all be aſſured, that the foreſayd penaltie ſhal ronne generally, that is to wyte, that the people of the cõtre ſhalbe anſwerable for felonyes and robberyes done amonge them.

Cap. iiii. AND for the more ſuretye of the countre the kyng hath commaunded, that
Townes walled. in great townes beynge walled, the gates ſhall be cloſed from the ſonne reſtynge vntyll the ſonne ryſynge, and that no man do lodge in the ſuburbes, nor in any place out of the towne from. ix. of the clocke vntyll daye, without his hoſte wyll anſwere for hym, and the baylyffes of townes euery weke or at the leaſte euery. xv. daye, ſhall make inquery of all perſons beinge lodged in the ſuburbes or places out of the townes. And if they do fynde any that haue lodged or receyued any ſtraungers or ſuſpycious perſons, contrary to
Watche. this, they ſhall do ryght therin. And the kynge commaundeth, that from henſeforth all townes be kepte as it hath ben vſed in tymes paſſed, that is to wyte from the feaſte of Aſcenſion vnto Myghelmas in euery cytie. vi. men ſhall kepe at euery gate, in euery borough. xii. men, euery towne. vi. or. viii.

accor-

accordynge to the number of inhabitauntes of the towne, and shall watche the towne al night from the son restyng vnto the son rising. And if any straungers do passe by them, they shall be arrested vnto mornynge. And if no suspition be found, they shal go quyte, and if they fynde cause of suspition, they shall forthwith delyuer hym to the shyrffe, and the shyrffe may receyue hym without damage and shal kepe hym saufely vntyl he be acquyted in due maner, and if they wyl not obey the arrest, they shal leuye hue and cry vpon them and suche as kepe the towne shal folowe with hue and cry with al the towne and the townes nere, and so from towne to towne, vntyll that they be taken and delyuered to the shyrffe, as before is sayde, and for the arrestmentes of suche straungers none shalbe punysched.

Shyrffe.

Hue and cry.

¶ And further it is commaunded, that hygh wayes ledynge from one market towne to an other, shall be from henseforth inlarged where as bushes, woodes, or dykes be, so that there be neyther dyke, tree, nor bushe, wherby any trespaser may escape within. CC. fote of eche syde the way, so that this statute shall not extende vnto ashes nor vnto great trees, for that it shall be vnderstanden clerly out of this. And if by the defaulte of the lorde that wyll not auoyde the dyke, vnderwoode, or bushes in the maner aforesayde, any robberyes be done therin, the lorde shall be aunswerable for the felony. And if murder be done, the lorde shall make a fyne at the kynges pleasure. And if the lorde be not able to sell the vnderwoodes, the countre shal ayde hym therin. And the kyng wylleth that in his demeane landes and woodes within his forestе and without, the wayes shall be inlarged (as before is sayde.) And if percase a parke be taken from the hyghe way, it is requysyte that the lorde shall sette his parke the space of. CC. foote from the hyghe wayes, as before is sayde, or that he make suche a wall, dyke, or woode, that the euyll doers may not passe ne retourne for to do euyll.

Cap. v. Wayes.

Vnderwoodes.

Parke.

¶ And further it is commaunded, that euery man haue in his house harneis for to kepe the peace after the auncyent assyse, that is for to saye euery man betwyxte. xv. yeres of age and. xl. yeres shall be assessed and sworne to armour accordyng to the quantitie of theyr landes and goodes, that is to wyte from. xv. li. landes, and goodes. xl. marke s, that is to wyte an hawberke, a brestе plate of yron, a sworde, a knyfe, and an horse. And from. x. li. of landes, and. xx. markes goodes, a hawberke, a brest plate of yron, a sworde and a knyfe, and from. v. li. landes, a dublet, a brest plate of yron, a sworde, and a knyfe, and from. xl. s. land and more vnto. C. s. of lande a sworde, a bowe and arrowes, and a knyfe. And he that hath lesse than. xl. s. yerely, shall be sworne to kepe gysarmes, knyues, and other lesse weapons. And he that hath lesse than. xx. markes in goodes, shall haue swordes, knyues, and other lesse weapons, and all other that may shall haue bowes and arrowes out of the forestе, and in the forestе bowes and boltes. And that viewe of armour be made euery yere two tymes. And in all hundredes and fraunchises two constables shall be chosen to make the viewe of armour, and the constables aforesayde shall be present before Justyces assygned such defautes as they do see in the countre aboute armour, and of the fautes of townes and of hyghe

Cap. vi. Harneys.

Bowes and arrowes.

Armour.

Constables.

wayes

wayes, and also shall present all suche as do lodge straungers in byland dyshe townes, for whome they wyll not aunswere. And the Justyces shall present also at euery parlyament vnto the kynge suche defautes as they haue found and the kynge shall prouyde remedye therin. And from henseforth lette shyrffes take good hede and baylyffes within theyr fraunchyses and without, be they hygher or lower, that haue any bayliwicke or forestry in fee or otherwyse, that they shall folowe the crye with the countre, and after as they are bounden to kepe horses and armour so to do, and if there be any that do not, the defautes shall be presented to the Justyces assygned, and after by them to the kynge, as before is sayde, and the kynge shall prouyde remedye. And the kynge commaundeth and forbyddeth, that from henseforth neyther fayres nor markettes be kepte in churcheyardes, for the honour of the churche. Gyuen at Westmynster the. viii. day of October the. xiii. yere of kynge Edwardes raygne.

Shyrffe. Baylyffe.

Fayres and markettes. Churche yardes.

There begynneth the statute of Marchauntes, made the. viii. yere of kynge Edwarde the fyrste.

Marchantes

FOr as moche as marchauntes, whiche heretofore haue lent their goodes to dyuers persons, be nowe fallen in pouerte, bycause there is no spedy remedy prouided, wherby they may shortly recouer theyr dette at the daye of payment assessed: And for this mischefe many marchauntes are lothe to come into the realme with theyr marchaundyse, to the great damage of suche marchauntes and of all the realme: The kynge and his counsell, at his parlyament holden at Acton Burnell, after the feaste of sayute Myghell, the. xi. yere of his reygne, hath ordeyned these establyshmentes therupon for the remedy of such marchauntes, whiche ordynaunces and establyshementes the kyng commaundeth that they shal be fyrmely kept and obserued throughout his realme, wherby marchauntes may haue remedye and lesse trouble and busynes to recouer theyr dettes than they haue had heretofore. But for as moche as marchauntes afterwarde complayned vnto the kynge, that shyrffes misinterpreted his statutes, and sometyme by malyce and false interpretation delayed the execution of the statute, to the great damage of marchauntes: The kynge at his parlyament holden at Westmynster after Easter, the. xiii. yere of his reygne caused the sayde statute made at Acton Burnell, to be reherced. And for the declaration of certayne artycles in the statute aforesayde hath ordeyned and establyshed, that a marchaunt for the assurance of his dette, shal cause his dettour to come before the mayre of London, or before some chefe wardeyn of the cyte, or of an other good towne, where the kynge shall appoynte, and before the mayster, chiefe wardeyn, or other sufficient men chosen and swore therto, whan the mayre or chefe wardeyne can not attende therto, and before one of the clerkes that the kynge shall therto assygne, whan bothe can not be attendaunt, he shall knowledge the dette and the day of payment, and the recognysaunce shall be inrolled by one of the clerkes handes beyng knowen and the rolle shall be double, whereof one parte shall remayne with the

Shyrffe. Baylyffe.

Dette. Mayre of London.

Recognisaunce

mayre

mayre or chyefe wardeyn, and the other with the clerkes that therto shall be fyrste named. And further one of the sayde clerkes with his owne hand shal wryte an obligacion, where vpon the seale of the dettour shall be put, with the kynges seale, prouyded for the same intent, whiche seale shall be of two peces, whereof the greater pece shal remayne with the mayre or the chief wardeyne, and the other in the keppynge of the forsayde clerkes. And if the dettour do not paye the dette at the day nympted vnto hym, than shall the marchaunt come before the mayre and clerke with his obligacion, and if it be founde by the rolle or wrytyng, that the dette was knowledged, and the daye of payment erpyred, the mayre or chyefe wardeyne shall cause the body of the dettour to be taken (if he be lay) when soeuer he happeth to come in their power, and shall commytte hym to the pryson of the towne, if there be any, and shal remayne there at his owne costes, vntyl he hath agreed for the det. And it is commaunded, that the kepar of the towne pryson shall retayne hym vpon the deliuerye of the mayre or chyefe wardeyne. And if the kepar wyl not receyue hym, he shall be answerable for the dette if he haue wherof, and if he haue not wherof, he that commytted the pryson to his keppynge shal answere. Gaylour. And if the dettour can not be founde by the mayre or chyefe wardayne, than shal they or any of them retourne into the chauncery vnder the kinges seale, the recognysaunce of the dette: and the Chauncellour shall dyrecte a wrytte vnto the shyrffe, in whose shyre the dettour happeth to be, for to take his bodye (if he be laye) and saufely to kepe hym in pryson, vntyll he hath agreed for the dette. And within a quarter of a yere after that he be taken, his landes shall be deliuered hym, so that by the profyttes he may leuy and paye the dette. And it shall be lefull vnto hym, durynge the same quarter, to sell his landes and tenementes for the discharge of his dettes, and his sale shall be good and effectuall. And if he do not agre within the quarter next after the quarter erpyred, all the landes and goodes of the dettour shall be deliuered vnto the marchaunt by a reasonable extent, to holde them vntyll suche tyme as the dette is holly leuyed. Extent. And neuertheles the bodye shall remayne in pryson, as before is sayde. And the marchaunt shall fynde hym bread and water, and the marchaunt shall haue suche season in the landes and tenementes deliuered vnto hym, that he may maynetayne a wrytte of nouel disseysin, if he be put out, and reddisseysin also, as of freholde, to holde to hym and his assygnes vntyll the dette be payed. And as soone as the dette is leuyed, the bodye of the dettour shall be deliuered with his landes, and in suche wrytte as the chauncellour doth awarde, mention shall be made, that the shyrffe shall certyfye the Justyces of eyther benche, howe he hath performed the kynges commaundement at a certayne day, at whiche daye the marchaunt shall be afore the Justyces, if agrement be not made. And if the shyrffes do not retourne the wrytt, or do retourne that the wrytt came to late, or that they haue dyrected it to the baylyffes of some fraunchyse, the iustyces shall do as it is conteyned in the statute of Westmynster. And if the shyrffe retourne, that the dettour can not be founde, or that he be clerke, the marchauntes shall haue wrytte to all the shyrffes, or he shall haue the lande,

and

and that they ſhall delyuer all the goodes and landes of the dettour by a reſonable extent, to holde vnto hym and his aſſygnes in the fourme aforeſaid and at the leaſte he ſhall haue a wrytte to what ſhyrryffe that he wyll, to take his bodye (if he be laye) and to retayne it in maner aforeſayde, and the kepar of the pryſon ought to take hede that he muſte aunſwere for the bodye.or for the det. And after that the dettours landes be deliuered to the marchaunt, the dettour maye lawfully ſell hys lande, ſo that the marchaunt haue no damage of the approuementes, and the marchauntes ſhall alwayes be allowed for theyr damages and all coſtes, labours, ſuytes, delayes and expences reſonable. And if the dettour fynde ſuretyes, whiche knowledge them ſelues to be pryncypall dettours after the daye paſſed, the ſuretyes ſhall be ordered in all thynges as is ſayde of the pryncypall dettour, as to the atteſte of body, delyuerie of landes and other thynges. And when the landes of the dettours be delyuered vnto the marchaunt, he ſhall haue ſeaſon of all the landes that were in the hande of the dettour the day of the recognyſaunce made, in whoſe handes ſoeuer that they come afterwarde, eyther by feffement or otherwyſe, and after the dette payed, the dettours landes and the yſſues therof by feffement ſhall retourne agayne, as well to the feffee as the other landes vnto the dettours. And if the dettour or his ſuretyes dye, the marchaunt ſhall haue none auctorytie to take the bodye of his heyre, but he ſhall haue his landes as before is ſayde, if he be of age. or when he ſhall be of full age, vntyll ſuch tyme as he hath leuyed of the landes the amountaunce and value of the det.

Fayres. And alſo an other ſeale ſhall be prouyded, that ſhall ſerue for fayres, and the

London. ſame ſhalbe ſent vnto euery fayre vnder the kynges ſeale by a clerke ſworne, or by the kepar of the fayre. And of the commynaltie of London two marchauntes ſhall be choſen, that ſhall ſwere, and the ſeale ſhall be opened before them, and the one pece ſhall be delyuered vnto the forſayde marchauntes, and the other ſhall remayne with the clerke. And before them or one of the marchaantes (if bothe can not attende) the recognyſaunces ſhall be taken, as before is ſayde, and before that the recognyſaunces be inrolled, the peyne of the ſtatute ſhall be openly redde before the dettour, ſo that afterwarde he ſhall not excuſe hym ſelfe by ignorraunce of the peyne, wherto he bounde hym ſelfe: and to mayntayne the coſtes of the ſayde clerke, the kyng ſhall take of euery. li. i. d. in euery towne where the ſeale is, excepte fayres, where he ſhal take. i. d. ob. of the pounde. This ordynaunce and act the kyng wylleth to be obſerued from henſeforth throughout his realme of Englande and Irelande, amonges the whiche people they that wyl, may make ſuche recognyſaunces (excepte Jues) to whome this ordynaunce ſhall not extende, and by this ſtatute a wrytte of dette ſhall not be abated, and the Chaunceller, Juſtyces of eyther benche, and Juſtyces erraunte, ſhall not be eſtopped to take recognyſaunces of dettes before them knowledged and made, but the execution of recognyſaunces made before them ſhall not be done in the fourme aforeſayde, but by the lawe and maner before vſed, and otherwyſe prouyded in other ſtatutes: Rex uic. ſalutem. Quia coram tali maiore uel cuſtode talis ville, uel coram cuſtode ſigilli noſtri de mercatoribus in nundinis de

tali loco, & tali clerico nostro A, recognouit debere B, tantum, quod soluisse debuit tali die & tali anno, quod eidem B, nondum soluit, ut dicit. Tibi precipimus, quod corpus predicti A, si laicus sit capias, et in prisona nostra saluo custodire facias, quousq; de predicto debito satisfecerit. Et qualiter hoc preceptum nostrum fueris executus, scire facias iusticiariis nostris apud westmonasterium per litteras tuas sigillatas, et habeas ibi hoc breue. Teste, &c.

¶ The statute of circumspecte agatis, made the.xiii yere of kyng Edwarde the fyrst.

THE kynge to his iudges sendeth gretynge. Use your selfe circumspectly in all matters concernyng the bisshoppe of Worwiche and his clergye, not punysshynge them yf they holde plea in court chrystian of suche thynges as be merely spirituall, that is to wite of penaunce enioyned for deadely synne as fornication, aduoutrye, and suche lyke for the whyche manye tymes corporall penaunce or pecunyatye is enioyned, specyally yf a free man be conupcte of suche thynges. Also yf prelates do punysshe for leuynge churchyardes vnclosed or for that the church is vncouered or not conuenently decked, in whiche cases none other penaunce can be enioyned but pecuniary.

¶ Item yf a person demaunde of his parysshens, oblations and tythes due and accustomed, or if any person plede against another for tithes more or lesse so that the.iiii. part of the value of the benefice be not demaunded. Tythes.

¶ Item yf a person demaunde mortuaries in places where a mortuary hath vsed to be gyuen. Mortuaries.

¶ Item if a prelate of a church or of a patrone demaunde a pensyon due to them selues, all suche demaundes are to be made in a spyrytuall courte. And for layng violent handes on a preest, and in cause of dyffamation it hath ben graunted alredy that it shalbe tryed in a spyrituall court, whan money is not demaunded, but a thynge done for punysshment of synne, and lykewyse for breakynge an othe. In all cases afore rehersed the spyrituall iudge shall haue power to take knowledge notwithstanding the kinges prohibition. Pensyon. Dyffamation

¶ Here begynneth the statute of westmynster made the.xiiii yere of kynge Edwarde the fyrste.

FOr as moch as purchasers of landes and tenementes, holden of gret men and other lordes, haue many tymes hertofore entred in to their fees, to the prejudice of the lordes, whan the freholders of such gret men haue sold theyr lādes to such purchasers to be holden in fee of their feffoures and not of the chefe lordes of the fees whereby the same chefe lordes haue many times lost theyr eschetes, mariages, wardshyps of landes and tenementes belonging to their fees, whych thing semed very hard and extreme vnto those lordes & other great men, & moreouer in this case manifest disherytance: Our soueraine lord the kyng in his parlyament at westminster after Easter the.xviii. yere of his reygne, that is to wyte Purchasour.

in the quinzyme of S. John Baptyst, at the instaunce of the great men of the realme, hath prouyded and ordeyned, that from henssorth it shall be leful to euery free man to sell at his owne pleasure, hys landes and tenementes or parte of theym, so that the feffee shall holde the same lande or tenement of the chyefe lorde of the fee, by suche seruyce and customes as his feffour helde before.

Freeman. Feffee.

Cap. ii. Feffee.

¶ And yf he sel any part of suche landes or tenementes to any, the feffee shal immediatly holde it of the chyefe lord, and shalbe forthwith charged with the seruices, for so moch as perteineth, or ought to perteine to the sayd chiefe lord for the same parcel according to the quantitie of the land or tenement so sold. And so in this case the same part of the seruice shal remaine to the lord to be taken by the hãdes of the feffee, for the which he ought to be attendant and answerable to the same chiefe lorde, according to the quantitie of the land or tenement sold for the parcel of the seruyce so due.

Cap. iii. Mortmayn.

¶ And it is to be vnderstanden, that by the sayde sales or purchases of landes or tenementes, or any parcelles of them, suche landes or tenementes shall in no wyse come into mortmaine, either in parte or in hole, neyther by policy, ne crafte, contrary to the fourme of the statute made therupon of late. And it is to wyte, that this statute extendeth but onely to landes holden in fee simple. And that it extendeth onely to the tyme commyng, and it shal begynne to take effecte at the feast of saint Andrew the apostle next commyng. Giuen the XVIII. yere of the reyne of kyng Edward son to kyng Henry.

Fee simple.

¶ A statute vpon the wryt of Quo warranto.

Quo warranto.

FOR as moche as wryttes of Quo warranto, and iudgementes gyuen vpon pleas of the same, were greatly delayed, bycause the iustices in gyuyng iudgement were not certefyed of the kynges pleasure therin. Our souerayne lord the kyng, at his parlyament holden at Westmynster after the feast of Caster. the. XVIII. yere of his reygne. of his specyal grace, and for the syngular affection that he bereth vnto his prelates, erles, and barons, and other of his realme, hath graunted that al vnder his allegeance, as wel spiritual as other, whiche can proue and verify by inquest in the entre, or otherwyse, that they and their auncetours or predecessours haue vsed any maner of liberties, whereof they were impleded by the sayd wrytes before the tume of king Richard our cosin, or in our tyme, and haue continued hitherto (so that they haue not myssused suche liberties) that the parties shalbe aiourned further vnto a certaine day resonable before the same iustices, within ỹ which they may go to our souerayne lord the kyng with the record of the iustices signed with his sele, and also retourne. And the kyng by his letters patentes shal confirme their estate. And they that can not proue the seasen of their auncetours in such maner as is before declared, shal be ordred & iudged after the law and custome of the realme, & such as haue the

Letters patentes. Charire.

kinges

kynges chartours, shalbe iudged accordynge to theyr chartours. Moreouer the kyng of his specyal grace hath graunted, that al iudgementes that are to be gyuen in pleas of Quo warranto, by his Iustyces at Westmynster, after the foreſayd Easter, for the kyng himselfe, yf the partyes greued wyl come agayne before the king, he of his grace shal gyue them suche remedy, as before is mencioned. Also our soueraygne lord hath graunted for sparing the costes and expenses of his people, that pleas of Quo warranto from henceforth shall be pleded and determyned in the circuite of the Iustices, and that al pleas nowe depending shalbe atourned into the shires, vntyl the comyng of the Iustyces into those partyes. Iudgement.

¶ The newe statute of Quo warranto, made the .xviii. yere of the reygne of Edwarde the fyrſte.

ONcernyng the writ that is called Quo warranto, Our soueraygne lorde the kyng at the feaſt of Pentecoſt, in the .xviii. yere of his reygne hath ordeyned, that all those which clayme to haue quite poſſeſſion of any fraunchiſe before the tyme of kyng Richarde, without interruption, and can shewe the same by a lawfull inqueſt, shal wel entoy theyr poſſeſſyon. And in caſe that suche poſſeſſyon be demaunded for raiſe reaſonable, the kyng shal confyrme hyt by tyte. And those that haue olde charters of franchiſe, shal haue the same chartours allowed accordyng to the tenour and forme of them, and those that haue loſt theyr liberties syth Easter laſt paſſed by the foreſayd writ, accordyng to the courſe of pleadynge in the same writ heretofore vſed, shall haue reſtitution of theyr fraunchiſe loſt. And from henceforth they shal haue accordyng to the nature of this preſent conſtitution. Inqueſt.

¶ The maner of sommynge of fynes, made the .xviii. yere of kyng Edward the fyrſt.

WHEN the writ originall is deliuered in preſence of the parties, & pleadout that lay this: Sir iuſtice longe daccordet. And the iuſtice shal say to him: Say it. And shal name one of the parties, then when they be agreed of the ſumme of money, that muſt be gyuen to the kyng, the iuſtice shall commaunde the peace to be kepte, and after the pleadour shal say: In ſo much as the peace is licenced thus vnto you A. and B. this byde, that here be to knowledge the maner of the writ, with the appurtenaunces, contayned in the writ, to be the right of our ſoueraygne lorde the kynge, whose he hath of theyr gyfte. To haue and to holde to him and to his heyres of the ſaid A. and B. of the heyres of the ſaid B. as in demeanes, tenures, ſeignories, pleas, purchaſes, wardes, marriages, reliefes, eſcheates, mylles, aduoulons of churches, and al other fraunchiſes and free cuſtomes to the ſayd maner belonging, payeng yerely to B. and his heyres, as ſuyte of the lordes of the fee, the ſeruices and cuſtomes due for all ſeruyces. And it is to be noted, that the order of the lawe wyl not ſuffre a fynall accorde to be Fynes leuied

leuyed in the kynges court without a writ originall, and that muste be at the leaste before foure iustices in the benche or in eyre, and not otherwyse, and in presence of the partyes named in the writte, whiche muste be of full age, of good memorye, and out of prison. And yf a woman couerte be one of the partyes, than she muste be fyrste examyned by foure of the sayde iustyces. And yf she doth not assent therto, the fyne shall not be leuyed. And the cause wherefore suche solempnytye ought to be done in a fyne, is because a fyne is so mighty a barre, of so great force, and of so stronge nature in him selfe, that it concludeth not onely suche as be partyes and privyes therto and theyr heyres, but all other people of the world, beyng of full age, out of prison, of good memorye, and within the foure seas, the day of the fyne leuied, if they make not their clayme of theyr action within a yere and a day by the course.

The statute of Voucher made the .xv. yere of kynge Edwarde the fyrste.

Voucher.

WHERE as the tenant in a plee of lande hertofore had vouched one to warranty, and therupon the demaundaunt wolde awere that he nor none of his auncestours (syns the tyme that the auncestour of the demaundaunt was seased) was at poynt upon of the sayde landes, neyther in demeane nor in servyce, yf the party vouched were present, and wold warrantise the land fully unto the tenaunt, suche auerrement of the demaundant hath not ben vsed to be admytted, except the party vouched had ben absent, and that by reason of a certayne statute of the kinges lately made amongst other statutes of westminster the .ij. Cap. xlij. Wherfore our soueraygne lorde the kynge consyderynge the fraude deceyte and malyce, and also his owne damage and dyshersyon of his crowne, that in the sayd case hath many tymes happened in his court, and daily doth, where as some holdynge of the kynge in chyefe by his bare tenure, in a plea hangynge before the Justyces of the benche upon theyr demaund do vouche particularly knownes vnknowen and straungers, (whyche they wyl bringe forth) of whom neyther they nor theyr auncestours had neuer any thynge in the landes, that they warraunted, nor in any other landes or tenementes nowe in this realme, neyther in demeane nor in servyce, as hath ben testified by diuers of the kinges faythfull subiectes, so that by suche cautel, fraude, and malyce the same tenauntes holdynge by an easyer barenye, do defraude the kynge of the auerrement that they shulde encurre of the demaundant thynne tecones agaynste them. And likewyse when suche persons have warrauncth, that is to wyt, euery one for his portion that he ought to warraut, he may defende him selfe by the body of his seruaunt procured and hyred by them that hold baronies, and so upon one mayme and one demaunde, there were two or thre wages of batailes, the which was a right hard and a perillous example for yore men in time commyng, that shalbe demaundantes against greate and rich men, which wyl defend them selues by the maner aforesaid. And the demaundant can not have his auerrement against such warratours, when they be vouched in fourme aforesaid, because they be preiet, & wil warrantise freely, by

warranty se.

his

his common counsayle hath ordeyned, and from henceforth that is to say from the feast of S. Hillari. the .xx. yere of his reyne he hath straytly commaunded that what so euer tenant do vouch, and the demaundant wyl auerre in fourme before reherced, his auerrement shall be admitted whether the party vouched be absent or present without any respect had therunto. Auerrement.

¶ A statute of waste made the .xv. yere of kyng Edwarde the fyrst.

WYLLIAM Butteller, whiche is within age and in warde of our soueraygne lorde the kyng, hath shewed vnto his hyghnes, that where Gawyn Butteler his brother (whose heyre he is) had impleded one Walter de Hapeton by the kynges writ for waste and dystruction made by him in certayne, hys landes and tenementes, whiche the same walter held for terme of his lyfe of the inherytance of the forsayde Gawyn in wymme and Thyrke. And the aforesayde Gawyn before he had optayned iudgement dyed. After whose deathe the aforesayde wyllyam by a lyke writ impleaded the forsayd walter, for the wast and distruction made by him of long time. The same walter before Gilbert thorneton and his companions assigned to here the kinges pleas, came in and said, that he ought not to aunswere to the same wyllyam for the waste and dystruction made in the tyme of an other, before the right of the sayde inherytaunce dyscended vnto him, and therupon demaunded iudgement. And for as moch as certayne Justycers dyd not agree in gyuynge of the sayde iudgement, bicause it semeth to some that it shulde not be agreable to the lawe, that any person shulde optayne auauntage and compense by the forsayd writ, whiche is a writ of trespas done to a person certaine, but onely the same person to whom and in whose tyme the trespas was done. Other iustyces with the more part of the kynges counsell were in the contrary oppynyon, alledgynge by dyuerse reasons that the sayde wyllyam ought to be herde and aunswered vnto, and all other what so euer they be in lyke cases or in lyke trespasses. And forbycause lyke matters haue remayned not amended, and trespasses vnpunyshed whiche was inconuenyent, Our soueraygne lorde the kynge in his full parlyament holden the daye after the feaste of the Purification, in the .xx. yere of his reygne by a generall counsell hath ordeyned, and frome henceforth hath commaunded to be straytly obserued, that euery heyre in whose warde soeuer he be, and as well within age, as of full age shal haue his recouery by a writ of waste in the forsayde case, and also in other where the same writte ought to holde place, and it shal holde place as wel for wast and destruction made in landes and tenementes of his owne inherytaunce, and as well in the tymes of his auncetours as at any other tyme that the fee and inheritaunce dyscended vnto him, and shalbe answered vnto therfore. And that he shall recouer the landes wasted and damages, as it is ordeyned in the statute of Westminster of damages to be recouered in a writte of waste, yf the tenaunte be conuycte for the wast. And it is commaunded by the kyng him self vnto the same waste.

Gilberte Thorneton and his companions that they do proceede in the forsaid matter, and in other lyke from henceforth, and iudgement shalbe geuen accordynge as the matter is founde. And lykewyse it is commaunded vnto the Iustyces, that they shall cause all the aforesayd thynges to be straytly obserued before them from henceforth.

¶ The statute of defendyng ryght, made the .xx. yere of kynge Edwarde the fyrste.

Right.

WHEN that any purchaseth a writ against the tenantes by the curtesye, in tayle, in dowet, for terme of lyfe, or of yeres, and the demaundant sueth so ferre that the landes be in maner recouered wherupon a nother cometh in before iudgement geuen and saith that he hath fee and ryght in those landes, and prayeth the court that in as moche as he is come before iudgement, he maye be receyued to defende his ryght, and to make aunswere vnto the demaundant therof by force of a certayne statute lately made by the kynge that nowe is at westmynster, whereby as wel suche as had no ryght as they that had ryghte often tymes in the case afore mencyoned, falsely and in dyscrete of the courte dyd come in and praye to be receyued to make aunswere, to the intente that theyr admyssyon myght prolong the demaundaunt from the attaynynge vnto iudgement and season of his lande, and for to cause those demaundantes to replede of newe, whereby suche demaundantes are greatly deferred in the case aforesayde for to recouer theyr ryght in the kynges courte by reason of suche malyce, as wel by mystakyng of the sayd statute for any other cause iust and reasonable, and this is vsed and found dayly before our iustices. In cõsideration wherof our souerayne lord the kyng for to withstand al suche malyce in the foresayd case, and intending to prouyde a remedy therin, in his ful parliament hath ordeyned, and from henceforth commaundeth straitly to be obserued, that is to wite, the monday next after the feast of the purification of our Lady, the .xx. yere of his reyne, that yf any before iudgement in the foresayd case commeth in by a collateralle tytle, and desyreth to be receyued, before his receyt he shal find suffycient suretye, (as the courte wyl awarde) to satysfye the demaundaunt of the value of yssues of the landes so to be recouered from the day that he is receyued to make aunswere vntyll the tyme that fynall iudgement be geuen vpon the petition of the demaundaunt. And yf the demaundaunt recouer hys demaunde, the defendour shal be greuously amerced yf he haue wherof. And if he haue not, he shall be imprysoned at the kynges pleasure. And yf he can proue his ryght to be as good as he affyrmed at suche tyme as he was receyued, he shall go quyte.

Collateral tytle.

¶ The statute of persons to be put in assyse.

FOR as moche as our soueraygne lorde the kynge by the contynuall and greuous complaynt of his poore subiectes doth perceyue that dyuerse persons beyng of least abilitie of his realme, are many times intollerably troubled by shiriffes and theyr baliffes, bailiffes of liberties whiche impanel them to therecognisãces of assises, iuries, inquestes, & attaintes triable out of the shyres wher they be dwelling. And do spare the riche people and such as be more able by whom the trueth of the matter myght be better knowen, wherby great expenses and trouble doth dayly and manyfestly ensue to the impouerysshment of the sayde people and verer dyscherysyng. Our sayd soueraine lorde prouyding for the indempnitie of his people and desyryng to set conuenient remedy in the premisses for the publyke weale of his realme in his parliament holden in the terme of saint Michel the. xxi. yere of his regne hath ordeined in this behalfe that no shyryfe, vnder shyryfe, or theyr baylyffes, nor baylyffes of lyberteyes, shall from henceforth put in any recognisance aboueseid that shal passe out of their proper counties, any of their bailiffes, excepte they haue landes and tenementes to the yerely value of an. C. s. at the least. And the kynge intendeth not by this statute to restrayne the laste statute of Westmynster wherin mencyon is made of recognysours to be put in iuryes and assyses, but of suche onely as ought to passe in assises, iuries, and recognisances triable out of theyr proper counties, so that within the county before iustices of our soueraigne lorde the kyng assigned to the taksyng of any such inquestes, iuries, or other recognisances none shalbe impanelled, except he haue landes and tenementes to the yerely value of xl. s. And lykewyse sauing that before iustices errant that hold common pleas in their circuite, and also in cities, boroughes, and other market townes where recognysances, assises, and iuries do passe vpon any matter touchyng the said cities, boroughes, and other townes, a writ shalbe made lyke as it hath ben accustomed in tymes passed.

Rex. &c. Quia ad communem utilitatem populi nostri et regni de communi consilio eiusdem regni statuerimus ne aliquis ponatur in juratis, assisis, seu recognitionibus aliquibus extra comitatum suum proprium faciendis nisi habeat terras aut tenementa ad valenciam centum solidum per annum ad minus, nec infra comitatum suum nisi habeat terras ad tenementa ad valentiam. xl. solidorum per annum ad minus, prout in statuto illo quod tibi mittimus sub sigillo nostro, et quam in omnibus et singulis articulis suis de cetero obseruare volumus et firmiter teneri plenius continetur, tibi precipimus et firmiter iniungimus quod statutum illud in pleno comitatu tuo et in ciuitatibus burgis, et villis mercatoriis, et aliis locis publicis et solempnibus in balliua tua vbi necesse fuerit, et expedite videris legi et publice proclamari, & illud in omnibus et singulis suis articulis (quantũ in te est) obseruari facias et firmiter teneri. Et hoc sicut graue dãnum tuũ uitare volueris, nullo modo omittas. Teste. &c.

¶ The statute of trespassers in parkes made the .xxi. yere of the reygne of kynge Edwarde the fyrste.

TO THE entent that trespassours in forestes, chases, parkes, and warrens maye more warely eschewe and feare hereafter to entre and trespas in the same, then they haue hertofore. Our soueraine lorde the kyng at his parliament after Easter the .xxi. yere of hys reyne at the instaunce of the nobles of his realme hath graunted and commaunded to be from henceforth firmely obserued, that if any forester, parker, or warrennour do fynde any trespassour wanderyng within his liberte intendynge to do damage therin, and that after hue and crye made to him to stande vnto the peace, wyll not yelde him selfe, but doth contynue and executeth his malyce, and dysobeyinge the kynges peace, doth flee, or defendeth hym selfe with force and armes, although he suche forestars, parkars, and warrennars or any other commyng in theyr company, and aydyng suche fosters, parkars and warrenners in the kynges peace, do kyll any offendour or offendours beinge so founden eyther in arrestyng or takynge them, or any of them, they shall not be arrayned vpon the same before the kynge and his Justices, or before any other the kynge hys baylyffes, or any other within any fraunchyse or without. Nor shall not lese for so doynge eyther lyfe or lymme, or suffer any other punyshment, but shall enioye the kynges peace as they dyd before. Not withstandynge let all suche forestars, parkars, warrennars, and al other beware that by reason of any malyce, dyscorde, debate, or other euyl wyl had before tyme they do not lye, nor malycyously pretende against any person passing through theyr libertes, that they came thither for to trespas or mysdo, when of trueth they dyd nothynge, nor were not founden as trespassours, and so kyll them. for if they do and be conuycte therupon the death of such persons shall be inquyred and execution shall be done in lyke maner, as is done for other of the kynges subiectes standyng in his peace, and like as it ought to be done of right, and accordyng to the lawe and custome of the realme.

¶ The statute vpon the writ of consultation, made the .xxiii. yere of kynge Edwarde the fyrst.

Prohibition.

WHERE AS ecclesiastycal iudges haue oftentymes surceased to procede in causes moued before them, by force of the kynges writ of prohibition, in cases where as remedy could not be giuen vnto complaynantes in the kynges courte by any writte out of the chauncery, bycause that suche playntyffes were deferred of theyr right and remedy in both courtes, as well temporall as spyrytuall to theyr great damage, lyke as the kynge hath bene aduertysed by the greuous complaynte of his subiectes: Our soueraine lorde the kynge commaundeth, that where ecclesiasticall iudges do surceasse in the aforesayde cases, by the kynges prohibition dyrected vnto them, that the chauncellour, or the chefe Justycer of the kynge for the tyme beynge, vpon syght of the lybell of the same matter, at the instaunce of the playntyffe (yf they can se that the case can not be

be redressed by any writ out of the chauncery, but that the spirituall court ought to determyne the matters) shall wryte to the iudges, before whome the cause was fyrst moued, that they procede therin, not withstandyng the kynges prohybition dyrected to them before.

¶ A confyrmation of the charters of the lyberties of England, and of the forest made the .xxv. yere of Edwarde the fyrste.

EDward by the grace of god, kynge of Englande, lorde of Irelande, and duke of Guyan, to all those that these present letters shall here or see, greetynge. Knowe ye that we to the honour of god, and of holy churche, and to the profyt of our realme haue graunted for vs and our heyres, that the charter of lybertyes, and the charter of the forest, whiche were made by common assent of all the realme, in the tyme of kynge Henry our father, shall be kept in euery poynte without brethe. And we wyll that the same charters shall be sent vnder our seale, as well to our Justycers of the forest, as to others, and to all shyrifes of shyres, and to all our other officers, and to all our cyties throughout the realme, togyther with our wrytte, in the whiche it shall be contayned that they cause the forsayde charters to be publysshed, and to declare to the people that we haue confyrmed them in al poyntes. And that our Justycers, shyryfes, mayres, and other ministers, whiche vnder vs haue the lawes of our lande to guyde, shal allowe the same charters pleaded before them in iudgement in all theyr poyntes, that is to wyte the great charter as the common law, and the charter of the forest for the welth of our realme. Capi. i. Charters.

¶ And we wyll that if any iudgement be gyuen from henseforth contrary to the poyntes of the charters aforesayd by the Justycers, or by any other our mynisters that holde plea before them agaynst the poyntes of the charters, it shalbe vndone and holden for nought. Cap. ii. Iudgement.

¶ And we wyll that the same charters shall be sent vnder our seale, to cathedral churches throughout our realme there to remayne, and shalbe red before the people two tymes by the yere. Cap. iii.

¶ And that all archebyshops and byshops shall pronounce the sentence of excommunication agaynst all those that by worde, dede, or counsell, do contrarye to the forsayde charres, or that in any poynt breake or vndo them. And that the sayde curses, be twyse a yere denounced and publysshed by the prelates aforesayde. And yf the same prelates or any of them, be rebelle in the denunciation of the sayd sentences, the archebishops of Canterbury and Yorke for the tyme beyng, shal compel and dystrayne them to the execution of theyr duties in forme aforesayd. Cap. iiii. Excommunication.

¶ And for so moche as dyuers people of our realme are in feare, that the aydes and taskes whiche they haue gyuen to vs before tyme towardes our warres, and other busynes, of theyr owne graunt and good wyll (howe soeuer they were made) myght tourne to a bondage to them and theyr heyres, bycause they myght be at an other tyme found in the rolles, and lykewyse for Cap. v. Aydes. Taskes.

the

the pyses taken throughout the realme by our mynisters: We haue graun-
ted for vs and our heyres that we shall not drawe no suche aydes, taskes, nor
Pyses. pyses in to a custome, for any thynge that hath ben done heretofore, be it by
tolle, or any other precedent that may be founden.

Cap. vi. ¶ Moreouer we haue graunted for vs and our heires, as well to archebys-
shops, bysshops, abbottes, pyours, and other folke of holy churche, as also
to erles, barons, and to all the communaltie of the lande, that for no busy-
nes from henseforth we shall take suche maner of aydes, taskes, nor pyses,
but by the common assent of all the realme, and for the common profit therof.
Sauing the auncient aydes and pyses due and accustomed.

Cap. vii. ¶ And for so moche as the more part of the commonaltie of the realme fynd
them selues sore greued with the maletent of wolles, that is to wyte a tolle
of forty shyllynges for euery sacke of wolle, and haue made petycion to vs
for to releasse the same: we at theyr request haue clerely released it, and haue
graunted for vs and our heyres that we shall not take suche thynges with-
out theyr common assent and good wyll. Saynge to vs and our heyres the
custome of wolles, skynnes and lether graunted before by the commonaltye
aforesayde. In wytnes of whiche thynges we haue caused these our letters
to be made patent. Wytnesse Edward our son at London the .x. day of Octo-
ber, the .xix. yere of our reygne.

¶ The sentence of the clergy gyuen agaynst the breakers of
the artycles abone wryten.

IN the name of the father, the sonne, and the holy goste, Amen.
Where as out souerayne lorde the kyng to the honour of god,
and of holy churche, and for the common profyte of the realme
hath graunted for hym and his heyres for euer these articles a-
boue wrytten, Robert archebysshop of Cantorbury, Prymate of
all Englande admonyshed all his prouynce ones, twise, and thryse, Bycause
that shortenes wyll not suffer so moche delaye as to gyue knowledge to all
the people of England of these presentes in wrytinge: We therfore enioyne
all persons, of what estate so euer they be that they and euery of them, as
moche as in them is, shall vpholde and mayntayne these artycles graunted
by our souerayne lorde the kynge in all poyntes. And all those that in any
poynte do resyst or breake, or in any maner hereafter procure counsell, or any
wyse assent to resyste or breake those ordynaunces, or go about it, by worde
or dede, openly or pryuely, by any maner of pretence or colour: We the fore-
sayde archebysshop by our auctorytie in this wrytynge expressed, do excom-
municate and accurse, and from the body of our lorde Jesu Chryst, and from
all the company of heuen, and from all the sacramentes of holy churche do
sequester and exclude.

The

¶ The statute of fynes leuyed made the .XXVII. yere of kynge Edwarde the fyrste.

For as moche as fines leuyed in our court ought and do make an ende of al matters and bycause therof are called fynes, where after wagynge of battayle or the great assyse in theyr cases euermore they holde the laste and fynall place. And nowe by a certayn tyme passed as well in the tyme of kynge Henry of famous memorye our graundfather, as in our tyme the partyes of such fynes and their heyres contrary to the lawes of our realme of auncyent tyme vsed, were admytted to annulle and defeate suche fynes, adledgynge that before the fyne leuied and at the leuieng therof, and syns, the demaundauntes or plaintiffes or theyr auncestours were alwaye seased of the landes contayned in the fyne or of some parcell therof. And so fynes lawfully leuyed were many tymes vniustly defeted and annulled by iurours of the countre falsely and malycyously procured, we therfore intendynge to prouyde a remedy in the premysses in our parlyament at Westmynster haue ordeyned that suche exceptyons, aunsweres, or inquisytions of the countre shall from henseforth in no wyse be admytted contrary to suche recognysaunces or fynes. And further we wyl that this statute shall as well extend vnto fynes heretofore leuyed as to them that shall be leuyed hereafter. And lette the iustyces see that suche notes and fynes as hereafter shall be leuyed in our courte be red openly and solempnly, and that in the meane tyme all pleas shall ceasse. And this must be at two certaine dayes in the weke accordyng to the discretion of the Iustyces.

Capi. i. Fines leuied

¶ We haue also ordeyned by the aduyce of our councell, that from henseforth shyryffes shall not be charged of any issues to be leuyed nor shall leuye any before they passe out of the eschequer there to be delyuered by the extreates of the Iustyces. And that in the estreates of Iustyces euery hede shall be charged for issues forfayted lyke as of amerciamentes, & yf peraduenture any shyryffe wyll aunswere for the issues of any recognisour, pledge or maynpernour by hym assygned and retourned in to our courte, whiche at the tyme of the retourne is not able to paye suche issues or amercyamentes, the shyryffe shall be charged and shall aunswere therfore in our eschequer. And lette the shyryffes beware vnder peyne of great forfayture, that from henseforth they do make tayles of all suche money as they or theyr officers haue receyued by our commaundement. And that they do not retourne any where, the names of any maynpernours, or sureties, iurours, or any other, excepte suche sureties, maynpernours or other, according to the tenour of our wryttes beynge dyrected to the shyryffes for the same cause, be lawfully and manyfestly impanelled therupon. And they shal not retourne the names of any fre men as pledges, without that they wyl playnely consent and agree to the same. And here vpon we haue enacted, that at one tyme certaine euerypere one baron and one clerke of our sayde eschequer shall be sente throughout euery shyre of England to inrolle the names of all suche as haue payed that yere dettes exacted of them by a grene were. And the same baron and clerke shal viewe all suche tayles and inrolle them. And shal here and determine complaintes made a-

Cap. ii. Shyryffes.

Tayles.

gaynst

geinſt ſhiriffes and their clerkes, and bailiffes that haue done contrary to the
premiſſes, and the offendours ſhalbe greuouſly punyſſhed.

Cap. iii. ¶ For as moche as ſhyryffes and other heretofore haue lette out by pleyn
common felons and openly defamed beynge taken and impryſoned for mur-
Shyryffes. der and felonye, and ſuche as be not repleuyſable, contrary to the fourme of
our ſtatute made at weſtmynſter of perſons repleuyſable and not repleuy-
Pleuin. ſable, wherby ſuche tranſgreſſours not repleuyſable be let out, and for to de-
liuer them deceytfully before the commynge of the iuſtyces erraunt or other
Felons. aſſygned for theyr, delyueraunce, they procure by them ſelues and by theyr
frendes iurours of the countre, and ſome they threate, wherby as wel for feare
of the ſhyryffes and other that lette them at large by ſuch pleyn as for feare
of the theues beynge ſo delyuered before Juſtyces aſſygned for gayle delyu-
erics, ſuche felonyes and murders are conceled, and ſo beynge conceled re-
mayne ſtyll vnpunyſſhed. We for the vtilyte of our realme, and for the more
aſſured conſeruation of our peace, haue prouyded and ordeyned, that iuſty-
ces aſſygned to take aſſyſes in all ſhyres where they take aſſyſes, as it is or-
deyned, incontynent after the aſſyſes taken in the ſhyres, ſhall remayne both
togyther if they be laye. And if one of them be a clerke, than one of the moſte
diſcrete knyghtes of the ſhyre beynge aſſociate to hym that is a laye man, by
our writte ſhall delyuer the gayles of the ſhyres, as well within the lyberties
as without of all maner of pryſons after the fourme of the gayle delyueries
of thoſe ſhyres before tymes vſed. And the ſame iuſtyces ſhall inquere them
if ſhyryffes or any other haue lette out by pleyn pryſoners not repleuyable,
or haue offended in any other thyng contrary to the forme of the foreſayd ſta-
tute lately made at weſtmynſter, and they ſhall reformme and punyſſhe them
in al thinges accordyng to the forme of the ſtatute aforeſayd.

Cap. iiii. ¶ Alſo where we haue prouided, that none ſhalbe impanelled any where out
Inqueſt. of the ſhyre where he is dwellynge in recognyſaunces, inqueſtes, and iuries
that hath leſſe than. C. s. of lande or rente, wherby as well they that haue
more landes by to often apperynge as well in our eſchequer as before our
Juſtyces of eyther benche, are moche impoueryſſhed. we therfore conſyde-
rynge the intollerable damage of our people, not onely for the diſcharge of
ſuche iurours, but alſo for the more ſpedy miniſtration of iuſtyce to all par-
Recognyſaces. tyes ſuynge in our courte, haue prouyded and ordeyned, that inqueſtes and
recognyſaunces detetmynable before iuſtyces of eyther benche from henſe-
forth ſhalbe taken in time of vacation before any of the iuſtices before whom
the plea is brought, beyng aſſociate to one knyght of the ſame ſhyre where
ſuche inqueſtes ſhall paſſe, onleſſe it be an inqueſt that requyreth great ex-
aminatiõ. And ſo from henſeforth in takynge ſuche inqueſtes the iuſtyces
ſhal do as to them ſhal ſeme moſt expedyent for the common vtilitie of our re-
alme, not withſtandynge the ſtatute lately made at weſtmynſter, vpon the
takynge of ſuche inqueſtes, contraynynge that if any inqueſtes be taken con-
trary to the fourme of the ſayde ſtatute, they ſhulde be of none effecte. And
therfore we commaunde, ſtraytly chargynge the, that incontynent without
further delay thou ſhalte cauſe to be red and publyſhed in cyties, borowhes

markets

market townes, and other solempne places throughout thy lyberte, where thou shalte thynke moste necessary, of the articles above sayd, the whiche we haue graunted, willinge them to be kept and obserued stedfastly & without contradiction, and that thou notefye and declare all and singuler the p̄emysses to all our lyege people without delaye, without fe.

¶ An ordynaunce of purchasynge lyberties, made the xxvii. yere of kynge Edwarde the first.

IT is to be vnderstanden, that the kyng ordeyned at Westmynster the fyfte daye of Aprill the .xxvii. yere of his raygne, that Purchase.
furthe as wolde purchase a newe purchase, as men of relygyon that wolde amortyse landes or tenementes, shulde haue writtes out of the kynges chauncery for to enquere vpon the poyntes accustomed in al thynges, and that inquestes of landes or tenementes that be worth yerely more than .xx. li. that is to wyte by extente, be returned in to the eschequer, and there to make fyne for the amortysmentes or for the purchase takynge, if the inquestes do passe for hym that purchased them, and afterwarde it shall be certyfied vnto the chaunsellour or his deputie that he take a reasonable fyne therfore accordynge to the quantite of the thyng and after to delyuer it. In lyke maner they shall do that wyll purchase landes or tenementes holden of the kynge in chefe. Also folke dwellynge beyonde the sea, that haue landes, tenementes, or rentes in Englande, and wyll purchase letters of protection, or wyll make generall attourneys, they shall be sente vnto the eschequer, and there shall make their fynes, and fromthense shall be sente vnto the chaunsellour, or his deputie, for that that he ought to do therin. In lyke maner they shall do that wyll purchase any fayre, market, marreyne, or any other lyberte. Also furthe as wyll purchase attornemente of their bertes, shall be sente vnto the eschequer. Also furthe as be not able to trauayle, and folke that dwell in farre countyes, whiche pleade or be impleaded, shall haue a writte out of the chauncery to some sufficient man, that shall receyue their attourneys, when nede is. And for a remembraunce of these thynges there is an indenture made deuyded into three partes, whereof one parte remayneth in the chauncery, an other in the eschequer, and the thyrde in the garderobe. Attourney.

¶ The statute of wardes and reliefes, made the .xxvii. yere of kynge Edwarde the first.

IT is to wyte, that where any relefe is graunted, there wardeshyp is incident, and contrary wyse. And suche as holde by seruaunte to go with the kynge in his hoste, there warde and relefe are incident. And suche as holde by petty seruauntye, as to bere sheld or spere in the kynges hoste, to beare or to carye, there lyeth neyther warde, mariage, nor relefe. Also a fre soke man shall not gyue warde nor relefe, but he shall double his rente after the deth of his auncestour, ac- Relefe. wardeshyp. Seruauntes.

cordynge

royding as he hath vsed to pay, and shal not be vnmesurably greued. Now somewhat is to be sayd of the nature of hauyng wardes. There be two maners of wittes to haue wardes, one is where landes be holden in knyghtes seruyce, the other is where landes be holden in socage. The warde of lande that is holden in knyghtes seruyce belongeth to the chyefe lorde, and the maryage, whiche ought to be without disparagement, as the great charter out lymytteth, vntyll he commeth to the age of. xxi. yeres. The warde of an heire that holdeth in socage, if the inheritaunce descende of his mothers syde, then it belongeth to the nerte frende of the fathers syde, and contrary wyse. And a writte to recouer warde, maye be brought in. iii. maners, one is whan a man demaundeth ward of the land and of the heyre, and that is in case when a man holdeth lande of an other by knyghtes seruyce, and the tenaunt deyeth, then may the chyefe lorde (if he be deloyed) demaunde the warde of his land and heyre, and shall haue both ward and maryage. An other maner is when a man is infeffed of a rode of lande by one mans, and by an other of an other rode, the seconde lorde may not brynge a writ of warde to recouer eyther the land or the heyre, for the ward belongeth to the lord of whom he was first infeffed. The. iii. maner is where a man hath land in his handes by reason of a ward, and hath not the heyre, then he may brynge a writte to demaunde the heyre and not the lande.

Knyghtes seruyce.

Socage.

Statute for persone appeated made the xxviii. yere of kynge Edwarde the fyrste.

WHere as certayne iustices of late were assygned to take assyses in all sheres of the realme, and also to delyuer the gayles of the same shyres at euery of their comminges after the takynge of suche assises, as more playnlye is contayned in a statute made by the kyng therupon, our soueraygne lorde the kyng, at his parlyament at Westminster, the. xxviii. yere of his raigne, for more sure obseruation of his peace and felonies to be more quickely punyshed, and offenders to be soner delyuered hath graunted, ordayned, and prouyded, that who so euer be appealed by prouours, beyng in prysons, whiche the same iustices do deliuer (where so euer in our realme that suche appeeles be dwellyng or sorkynge) that immediatly it shalbe commaunded to the shyrisse, in whose iurisdiction the parties so appealed be conuersant or may be founde by the kynges writ vnder the testymony of the same iustices, that he do take suche persons appealed, and cause them to be brought vnto the gayles, where the appealours be kept, that appealed them, and shall aunswere there before the same iustyces. And if they that be appealed wyll put them selues vpon the countre, it shalbe commaunded vnto the same manner by a iudiciall writ, from the iustices to the shyrisse, in whose iurisdiction the felonyes were done, of whiche they are appealed, that he shall cause an inquest of the countre to come before the same iustices, vnto the same place where the appealours be kept, vnto a certayne daye. And the shyrisses and other (in whose keppynge suche appealours be detayned) shal receyue without contradiction, those that be appealed by suche prouours

Appeale.

Shyrysse.

Appellours.

nours, where the parties appealed be taken in the fourme abouesayde and brought vnto the same appealours.

¶ Artycles vpon the charters made the. xxviii. yere of kyng Edward the fyrst

FOr as moch as the articles of the great chartour of the libertes of England and of the chartour of forest, the whiche king Henry father to our soueraygne lorde the kyng graunted to his people for the weale of his realme, haue not ben heretofore obserued ne kepte, and all bycause there was no punyshment executed vpon them whiche offended agaynst the poyntes of the chartours before mencyoned. Our soueraygne lorde the kyng hath agayne graunted, renewed, and confyrmed them, at the requestes of his prelates, erles, and barons, assembled in his parlyament holden at Westmynster, the. xxviii. yere of his reygne. And hath ordeyned, enacted, and establysshed certayne articles agaynste all them that offend contrary to the poyntes of the sayd chartours or any part of them, or that in any wise transgresse them in the forme that ensueth.

Capi. i. Confirmation.

FYrst of all that from henseforth the great chartour of the lybertyes of Englande graunted to all the commynalte of the realme and the chartour of forest in lyke maner graunted, shall be obserued, kepte, and mayntayned in euery poynte, in as ample wyse as the kynge hath graunted, renewed, and confyrmed them by his chartour. And that the chartours be delyuered to euery shyrysse of England vnder the kinges seale to be red foure tymes in the yere before the people in the full countye, that is to wyte the next county day after the feast of saynte Mygheli, and the nexte countye day after the feast of the circumcision, and after Easter, and after the feaste of saynte John Baptist. And for these two chartours to be fermely obserued in euery poynt and article (where before no remedy was at the common lawe) there shall be chosen in euery shyre courte by the comynalte of the same shyre thre substantiall men, knyghtes, or other lawfull wyse and well dysposed persons to be iustices, whiche shal be assygned by the kynges letters patentes vnder the great seale to here and determyne (without any other wyrte, but onely they commyssion) suche playntes as shall be made vpon all those that commytte or offende agaynst any poynte conteyned in the forsayd chartours, in the shyres where they be assigned, as well within fraunchyses as without. And as well for the kynges seruauntes out of theyr places as for other, and to here the plaintes from day to day without any delay, and to determyne them without allowyng the delayes which be at the common lawe. And the same knyghtes shall haue power to punysshe all suche as shall be attaynted of any trespalle done contrary to any poynt of the forsayd chartours (where no remedy was before at the common lawe) as before is sayd by imprysonment, or by fyne, or by amercyament accordyng to the trespas. Neuertheleslle the kyng nor none of his counsell that made this ordynaunce entend that by vertue hereof any of the forsayd knyghtes shall holde any maner of plea by power for to admytte

Iustices of oyer and terminer.

mytte any fuyte in fuche cafes, wherin thete hath ben remedye pzouyded in tymes paffed after the courfe of the common lawe by wzyt. Noz alfo that the common lawe fhuld be pzeiudiced, noz the chartours afozefayd in any poynt. And the kynge wylleth that if all thze be not pzefent, oz can not at all tymes attende to do theyz offyce in fozme afozefayd, the kynge commaundeth that two of them fhal do it. And it is ozdeyned that the kynges fhyzffes and bailyffes fhalbe attendaunt to do the commaundementes of the fozefayd iuffyces as ferfozth as appertayneth vnto theyz offyces. And befydes thefe thynges graunted vpon the articles of the chartours afozefaid. The king of his fpetyall grace foz redzeffe of the greuaunces that his people hath fuftayned by reafon of his warres, and foz the amendement of their eftate, and to the entent that they may be the mozе redy to do hym ferufye, and the mozе wyllynge to affyfte and ayde hym in tyme of nede, hath graunted certayne artycles the whiche he fuppofeth, fhall not onely be obferued of his lyege people but alfo fhall be as moche pzofytable oz mozе than any of the artycles heretofoze graunted.

Shiriffes.

Capi. ii.

Pzyfes.

Purueyours.

¶ Secondarely foz as moche as there is a common greuaunce throughout the hole realme and damage without meafure, foz that the kynge and his miniſters exacte great pzyfes as wel of alyens as of denyzens where as they paffe through the realme, and take the goodes as wel of clerkes as of lay peple, whiche eyther pay nothynge at all, oz elles moche leffe then the value. It is ozdeyned that from henfozth none do take any fuche pzyfes within the realme, but onely the kynges takers, and the puruepours foz his houfeholde, and that the takers and puruepours of his houfe fhal take nothyng, but only foz his houfholde. And towchyng fuche thynges as they fhall take in the countre of meate and dzynke and fuch other meane thynges neceffary foz the houfeholde, they fhall paye oz make agrement with them of whom the thynges were taken. And that al the kinges takers puruepours, oz catours from henfefozth fhall haue theyz warraunt with them vnder the kynges great oz petye feale declarynge theyz auctozitie and the thynges wherof they haue power to make pzyfe oz puruepaunce, the whiche warraunt they fhall fhewe to them whofe goodes they take befoze that they take any thynge. And that thofe takers, puruepours, oz catours foz the kynge fhall take no mozе than is nedefull foz the kynge his houfholde, and his chyldzen. And that they fhal not take any thynge foz them that be in wages, noz foz any other. And that they fhall make full aunfwere in the court oz in the wardzobe foz all thinges taken by them, without makynge their larges any other where, oz lyueries of fuche thynges as they haue taken foz the kyng. And if any taker foz the kynges houfe by reafon of his warrant make any pzyfe oz lyuerye otherwife then befoze is mencioned, vpon complaynte made to the fteward and to the treafourer of the houfe, the trueth fhall be enquered. And if he be attaynted therof, he fhall forthwith make agrement with the partye, and fhall auoyde the court foz euermozе, and fhall remayne in pzyfon at the kynges pleafure. And if any make pzyfe without warrant, and cary it awaye againſt the wyl of the owner, he fhall immediatly be arreſted by the towne where the pzyfe was

was made and shalbe had vnto the next gayle, and yf he be attaynted therupon, it shalbe done to him as vnto a theefe, yf the quantite of the goodes do so require. And concernynge prises made in fayres, good townes, and in portes for the kinges wardrobe, the takers shal haue their cõmon warrant vnder the great seale. And for the thinges that they shal take, it shalbe testefied vnder the seale of the kepar of the wardrobe, and the nombre of the thynges taken, the quantitie and the value, wherof there shalbe an indenture made betwene the takers and the kepars of fayres, maires, or chiefe baylyffes of townes and portes by the viewe of marchauntes whose goodes shalbe so taken, and they shal not be suffred to take any more then is conteined in their diuidende, whiche diuidende shalbe had into the wardrobe vnder the seale of the wardeyne, mayre, or chiefe bailiffe aforesaid, and there shal remayne vntyll the account of the warderobe to the kynge. And yf it be founde that any hath taken otherwyse then he ought to do, vpon his accompt he shalbe punished by the kepars of the kynges warderobe after his deserte, and yf anye make suche prises without warraunt and be attaynted therupon, he shall incurre the same peyne, as they whiche take prises without warraunt as before is sayde. Nevertheles the kyng and his counsel do not intend by reason of this estatute to diminish the kinges right for aunciẽt prises due and accustomed as of wines and other goodes but that his right shalbe saued to him hole in all poyntes. prises.

Cap. iii. Stewardes. Marshalles of the kinges house.

¶ Concerning the auctorite of stewardes and marshalles, and of such pleas as they may hold, and in what maner. It is ordeined that from hensforth they shal not kepe plea of freholde, neyther of det, couenaunt, nor of any contracte made betwene the kinges people, but onely of trespas done within the house, or within the vierge, and of such contractes and couenauntes that one of the house maketh with another within the house and none other where. And they shall pleade no plea of trespas, except the party were attached by them before the kyng departed from the place wher the trespas was committed, and shall pleade them spedely from daye to daye, so that they maye be pleded and determined before that the king depart out of the limites of the same vierge wher the trespas was done. And if it so chaunce ẏ they can not be determined within the limittes of the same vierge, then shall the same pleas ceasse before the steward, and be matters determinable at the cõmon law. And from hensforth the stewarde shall not take conusaunce of dettes nor of other thinges but of such only as concerne them of the kynges house, nor shal holde none other plea by obligation of the determination of the stewarde or the marshall. And if they attempte any thynge contrary to this ordinaunce it shall be holden as voyde. And for as moche as heretofore many felonies that haue bene committed within the vierge haue bene vnpunyshed, and all bycause the coroners of the countre hath not bene authorysed to inquire of felonyes done within the vierge, but onely the coroner of the kynges house, whiche neuer contynueth in one place, by reason whereof there canne be no tryall made in due maner, nor the felones put in exygent nor outlawed, nor nothynge presented in the circuyte, the whiche hath bene as wel to the great damage of the king as to the dysturbance of his peace. It is ordeyned that from hensforth

in cases of the death of men, whereof the coroners office is to make viewe and inquest, it shall be commaunded to the coroner of the countre that he with the coroner of the kynges house shall do as belongeth to his office and enrol it. And that thing that can not be determyned before the stewarde (wher the felons can not be attached) or for other lyke cause, shalbe remytted to the cōmon lawe. So that exigendes, outlawries, and presentmentes shall be made therupon in the circuite by the coroner of the countre as well as of other felonies done out of the verge, neuertheles they shal not omit by reason hereof to make attachementes freschely upon the felonies done.

Cap. iiii. Cōmon plea.

¶ Moreouer no comon plea shalbe from henceforth holden in the eschequer contrary to the fourme of the great chartour.

Cap. v.

¶ And on the other party the kyng wyl that the Chauncellour and the iustices of his bench shall folowe him so that he may haue at all tymes nere unto him some that be learned in the lawes, whiche be able duely to ordre all suche matters as shal come unto the court at al times, when nede shal require.

Cap. vi. writ.

¶ There shall no writ from henceforth that toucheth the comon law go forth under any of the pety seales.

Cap. vii Constable of Douer. Fyue pleas.

¶ The constable of the castel of Douer shal not from henceforth hold any plee of a foreine county, within the castel gate, except it touche the keppynge of the castel, nor the sayd constable shal not distraine the inhabitantes of the .v. pleas to plede any other where nor otherwise, then they ought after the fourme of their chartours obteined of kinges, for their olde franchises confirmed by the great chartours.

Cap. viii

¶ The king hath graunted unto his people, that they shall haue election of their shiriffe in euery shire (where the shyualty is not of the fee) yf they list.

Cap. ix.

¶ The king wylleth and commaundeth that no shiriffe nor baliffe, shal impanel in inquestes & iuries ouer many persons, nor otherwise then it is ordeined by the estatute, and that they shall put in the iury suche as be next neyghbours, most sufficient, and lest suspicious. And he that otherwyse doth and is attainted therupon, shall pay unto the playntyfe his damages double, and shalbe greuously amerced unto the kyng.

Cap. x.

¶ In right of conspiratours, false informours, and imbraceours of assyses, inquestes and iuryes, the kynge hath prouided remedy for the plaintiffes by a writte out of the chauncery. And from henceforth the kyng wyll that the iustices of either bench assigned to take assises, when they come into the countre to do their office, shal upon euery pleynt made unto them awarde inquestes therupon without writ, and shall do right unto the plaintiffes without further delay.

Cap. xi.

¶ And forbicause the kynge hath heretofore ordeyned by estatute that none of his ministers shall take no plea for mayntenance, by which estatute other officers were not bounden before this tyme. The king wyl that no officer nor any other (for to obteyne parte of the thinge in plea) shal bere any matter that is in suite. Nor none upō any such couenāt shal giue up his right to another and yf any do, and be attainted therof, the taker shal forfeyt unto the kynge so muche of his landes and goodes as doth amount to the value of the part

that

that he hath purchased for such maintenance. And for this attendre, who so euer wyl sue for the kyng before the iustices afore whom the plaungeth shal be admitted therto, and the iudgement shalbe giuen by them. But it may not be vnderstanden hereby, that any person shalbe prohibyt to haue counseil of pleders, or of lerned men in the lawe for his fee, or of his next frendes.

Cap .xii.

¶ From henceforth the kynge wyll that suche dystresses as are to be taken for his dettes shall not be made vppon beastes of the plonghe, so longe as they may fynde any other, vpon the same peyne that is ordeyned by estatute. And wyll not that ouer greate dystresses be taken for his dettes, nor dyuen to farre, and yf the dettour can fynde able and conuenient surety for a day with in which a man may purchase remedy for to agree for the demaunde, the dystres shalbe releassed in the meane tyme, and he that otherwise doth shalbe greuously punyshed.

Distresses.

Cap.xiii.

¶ And for as moche as the kynge hath graunted the election of shyrffes to the commons of the shyre, the kynge wyll that they shall chose suche shyrffes, that shall not charge them, and that they shal not put any officer in auctorite for rewardes or bribes. And that they shal not lodge to oft in one place, nor with pore persons, or men of religion.

Election of shyrffes.

Cap. xiiii

¶ From henceforth the kyng wyl that bailwykes and hundredes of his, nor of other gret lordes of the land be not let to ferme at ouer gret summes, wherby the people is ouercharged by making contribution to such fermes.

Bailliwykes. &c.

Cap.xv.

¶ In somons and attachementes in plea of land, the writtes from henceforth shal contein.xb. dates ful at the lest after the comon lawe, if it be not in attachement of assyses taken in the kinges presence, or of pleas before iustices in eyre during the eyre.

Attachements.

Cap. xvi

¶ Suche execution shalbe done of them that make false retournes of wyttes (wherby right is deferred) as it is ordeined in the seconde statute of westmynster, with lyke peyne at the kinges commaundment.

False returne of wyttes,

Cap xvii

¶ And for as moche as there is more increase of malefactours in the realme then is expedient for the cõmon welth, and that robberies, murders, and man slaughters are committed out of mesure, and the peace lytle obserued, by reason that the statute which the kyng not long past made at Winchester, is not obserued. The king wyl that the same statute be sent againe into euery county to be red and published four times in the yere, and kepte in euery poynt as straitly as the two great chartours, vpon the peines therin limitted. And for the obseruing and maintenance of the statute, the knightes that be assigned in the shyres for to redresse thinges done against the said gret chartours, shal be charged, and shall haue theyr warrant therfore.

Execution of the statute of Wyncheſter.

Ca. xviii

¶ For redresse of wastes and destructyons done by eschetours, or subeschetours in the landes of wardes, as of houses, woodes, parkes, warens, and of all other thynges that fall into the kynges handes. The kynge wyll that he whiche hath sustayned damage shall haue a wyt of wast out of the chauncery against the eschetour for his acte, and the subeschetour for his acte (yf he haue whereof) and yf he haue not, his mayster shall be aunswerable by lyke

wast.

Eſcheſour.

peyne concernynge damages as is ordeyned by the ſtatute for them that do waſt in ward hyppes.

Cap. xix. Seiſure of landes.

¶ From henſeforth where the eſchetour or the hyrrſſe ſeaſe landes into the kynges handes (where there is no cauſe of ſeiſer. And after when it is found no cauſe, the profytes taken in the meane tyme haue bene ayll tereyned and not reſtored, when the kyng hath his ouſtre le mayne. The kyng wyll that yf hereafter any landes be ſeaſed, and after it be out of his handes by reaſon that he hath no cauſe to ſeaſe nor to holde it, the yſſues ſhalbe fully reſtored to hym, to whom the lande ought to remayne, and whiche hath ſuſteyned the damage.

Cap. xx. Goldſmyth.

¶ It is ordeyned that no goldſmyth of England nor none otherwhere with in the kynges dominion ſhall not from henſforth gilde nor cauſe to be gilded no maner of veſſel, iewell, or any other thynge of golde or ſyluer, exepte it be of the very beſt alay, and ſyluer of the ſterlyng alay, or of better at the pleaſure of him to whom the golde belongeth, and that none gylde worſe ſyluer then ſterlynge. And that he ſuffer no maner of veſſell of golde or ſyluer to departe out of his handes, vntyl it be aſſayed by the wardeyns of the craft, and further that it be marked with the lybardes hed. And that they worke no worſe gold then of the towche of Parys. And that the wardens of the craft ſhal go from ſhop to ſhoppe amonge the goldſmythes to aſſay yf theyr golde be of the ſame towche that is ſpoken of before. And yf they fynde any other then of the towche afore ſayd, the golde ſhalbe forfeyt to the kynge. And that none ſhall make ringes, trolles, nor lockes. And that none ſhall ſet any ſtone in golde, exepte it be natuall. And that grauers or cutters of ſtones and of ſeales ſhall giue to eche theyr weight of ſiluer (as nere as they cane) vpon theyr fidelitie. And the iewelles of baſe golde whiche they haue in their handes, they ſhal vtter as faſt as they can. And from henſforth yf they bye anye of the ſame worke, they ſhall bye it for to worke vpon and not to ſell agayne. And that all the good townes of Englande where any goldſmythes be dwellyng ſhalbe ordred accordyng to this ſtatute, as they of London be. And that one ſhall come from euery good towne for all the reſydue that be dwellyng in the ſame, vnto London for to be aſſertained of theyr towche. And yf any goldſmyth be atcaynted hereafter becauſe that he hath done otherwiſe then before is ordeyned, he ſhalbe puniſhed by impryſonment, and ſhall make fyne at the kynges pleaſure. And not withſtandyng all theſe thynges before mencyoned or any poynt of them, both the kyng and his counſell, and al they that were preſent at the makyng of this ordynance, wyll and intend that the ryght, and prerogatyue of his crowne ſhalbe ſaued to him in al thynges.

A ſtatute

¶ A Statute for Eschetours, made the xxix. yere of kynge Edwarde the fyrst.

Eschetours.

AT the parlyament of our souerayngne lorde the kynge, holden at Lyncolne in the vtas of saynt Hillary, the. xxix. yere of hys reygne, by his counsell it was agreed, and also commaunded by the kyng him self, that from thense it shuld be obserued and done accordynge to the aduyse of the reuerende father W. Langeton then bysshop of Couentre and Litchfelde, and treasourer to the kynge, John Langeton then beynge Chauncellour, and other of the counsel there present before the kynge, that where inquestes taken by his eschetours by any of the kynges wrytte purchased out of the chauncerye beynge returned, and it be founde by suche inquestes, that nothinge is holden of the kinge, wherby the kyng ought to haue the warde of suche landes and tenementes by reason of the inquest taken by his eschetours, that immediatly and without any delay the eschetours shall be commaunded by the kynges wryt, had out of the kynges chauncery, to put fro their handes al the landes and tenementes so taken in to the kynges possessyon, and yf they haue taken any profyttes of such landes and tenementes so taken into the kynges handes by them, from the tyme that such landes and tenementes fell into the kynges handes (they shal make full restitution to him or them, for whom it was found by inquestes taken by the same eschetours, that suche landes ought to remayne, saynge alway to the kynge, in case that, (after suche tyme as his eschetours, haue discharged theyr handes by force of the kynges wryt, as before is sayde,) yf any thynge happen to be founde in the chauncery, or the eschequer, or in any other of the kynges courtes, wherby the warde of suche landes, wherof the eschetours haue discharged theyr handes, in fourme aboue sayd shuld belonge vnto the kyng, that immediatly he in whose possessions such landes happen to be, shal be somoned by a wryt out of the chauncery, to be afore the kyng at a certaine day where so euer. &c. to shewe yf he can say any thynge wherfore the kynge ought not to haue the warde of suche landes, according to the fourme of the euydences or remembraunces founde for the kynge. And yf he come in, and shewe why the warde of such landes doth not belong vnto the king, but doth shewe, that it ought to belong and remaine to him selfe, he shal go quite, and shall retayne the warde. But in case that the partye warned doth not come, or yf that he come and can shewe nothynge to put the kyng from the warde, the landes and tenementes shalbe forth with reseised into the kynges handes, to be kept in name of wardshyp vnto the lawful age of such heyres, as before is sayde. And yf it be founde vpon the inquestes taken by the eschetours and returned, that the warde of the same landes and tenementes conteyned in the inquest, and seased into the kynges handes, ought not to remayne vnto the king, then the eschetour shalbe commaunded forthwith to dyscharge hys handes therof, and to restore the yssues holly. In lyke maner yf it be found afterward by the euydences and remembraunces in the chauncery, eschequer, or other where, as before is sayd, that our souerayne lorde the kyng ought to

haue the warde therof, the kyng shall be aunswered vnto for the hole yssues and profittes, by the handes of suche as held the same landes and tenementes from the time they were fyrst taken into the kinges handes by his eschetours by the wrytte abouesayd. And this order shalbe obserued from henseforth in the chauncery, notwithstanding a certayne ordynaunce lately made by our soueraine lord the king, concernyng landes and tenementes taken into his handes by his officers, and not to be deliuered but by the king him selfe, and as it is conteined in a certaine diuidenda or indenture made betwene the kyng him selfe and his chauncellour, wherof one parte remayneth in the custody of the Chauncellour.

The newe statute of Quo warranto, made the .xxv. yere of kyng Edward the fyrste.

Quo warranto.

IN the yere of our lorde .M.CC.lxxbiii. the .bi. yere of the regne of king Edwarde at Glouceſtre, in the moneth of Auguſt, the king hym selfe prouydynge for the welthe of his realme, and the more full mynystration of Justyce as to the office of a kynge belongeth (the more discrete men of the realme, as well of hyghe as of lowe degre, beynge called thyther) It was prouyded and ordeyned, that wher the realme of Englande in diuerse cases, as well vpon libertyes as otherwyse, wherin the lawe fayled, to auoyde the greuous damages and innumerable displeasures that the defaut of lawe dyd bringe in, had nede of diuerse helpes of newe lawes and certayne newe prouisions, that these prouysyons, statutes, and ordynances vnderwrytten shall from henseforth be straytly and inuiolably obserued of al the inhabitantes of his realme, where as prelates, erles, barons, and other of our realme that claime to haue diuerse libertyes, which to examine and iudge, the king had prefyxed a day to such prelates, erles, barons, and other. It is prouided, agreed, and ordeined, that the said prelates, earles, barons, and other shall vse suche maner of libertyes, after the fourme of the writ here folowing. Rex vic. salutem. Cum nuper in parliamēto nostro apud westmonasterium, per nos & consilium nostrum prouisum sit & proclamatum, q̄ prelati, comites, barones, et alii de regno nostro, qui diuersas libertates per cartas progenitorum nostrorum regum Anglie habere clamant, ad quas examinandas & iudicandas diem prefixerimus in eodem parliamēto, libertatibus illis taliter uterentur, q̄ nihil sibi per usurpationem seu occupationem accresserent, nec aliquid super nos occuparent. Tibi precipimus, q̄ omnes illos de cōi tuo libertatibus suis quibus hucusq̄ rationabiliter usi sunt, uti & gaudere permittas in forma predicta, usque ad proximū aduentum nostrum per comitatum predictum, uel usque ad proximum aduentum iusticiariorum itinerantium ad omnia placita in comitatu, uel donec aliud inde preceperimus saluo semper iure nostro cum inde loqui uoluerimus. Teste &c. In lyke maner and in the same fourme wrytes shall be dyrected to shyrysses and other bailiffes for euery demaūdant, and the fourme shalbe chaunged after the diuersitie of the libertie which any man claimeth to haue, in this wise: Rex vic. salutem. Precipimus tibi, quod per totam ballivam tuam videlicet tam in ciuitatibus q̄ in burgis & alijs uillis mercatorijs & alibi, publice proclamari facias

Libertyes.

quod

quod omnes illi qui aliquas libertates per cartas progenitorum nostrorum regum Anglie uel alio modo habere clamant, sint coram iusticiariis nostris ad primam assisam, ad ostendendum uuiusmodi libertates habere clamant, & quo warãto. & tu ipse sis ibidem personaliter cum balliuis & ministris, ad certificandum ipsos iusticiarios super his & aliis negociis illud tangentibus. This clause of liberties, that beginneth in this wise, Precipimus tibi, q̃ publice proclamari facias. &c. is put in the wryt of common somons of the iustices in eyre, and shal haue a premonition or warning before by the space of .xl. dayes, as the common somons hath, so that yf any party that claymeth to haue lybertie be afore the kyng, it shall not be in defaulte before any iustises in theyr circuytes: for the kyng of his speciall grace hath graunted, that he will saue that party harmeles as concerning that ordynaunce. And yf the same partye be impleded vpon suche maner of lybertyes before one or two of the foresayde Justyces, the same Justyces, before whome the partye is impleded shall saue hym harmeles before the other Justyces. And yf the foresayde partye be afore the kynge, so that he can not be the same daye afore the sayde Justyces in theyr cyrcuytes, the kynge shal saue that partye harmelesse before the foresayde Justyces in theyr cyrcuytes for the daye, where as he was before the kynge. And yf he do not come in at the same daye, then those lybertyes shall be taken into the kynges handes in name of dystresse by the shyrffe of the place, so that they shall not vse them vntyll they come to aunswere before the Justyces. And when they do come in by dystresse, theyr lybertyes shall be repleuyshed (yf they demaunde them) in the whiche repleuyns they shall aunswere immedyately after the fourme of the wryte aforesayde. And yf percase they wyll chalenge, and saye that they are not bounden to aunswere in the originall wryte, then yf it may appere by any meane, that they haue vsurped any lybertyes vpon the kynge or his predecessours, of theyr owne heade or presumption, they shall be commaunded to aunswere incontynent without wryte. And moreouer they shall haue suche iudgement as the court of our souerayne lorde the kynge wyll awarde. And yf they wyll saye further, that theyr auncestours dyed seased therof, they shalbe harde: and the trueth shal be inquyred incontynent, and accordynge to that, iudgement shalbe gyuen. And yf it appere, that theyr auncestours dyed seased therof, then the kynge shall haue a wryt out of the chaunceye in this fourme. Rex uicic. salutem. Sum. per bonos summoñ in talem, q̃ sit coram nobis apud talem locum in proximo aduẽtu nostro in comitatu predicto, uel coram iusticiariis nostris ad proximam assisam, cum in partes illas uenerint, ostẽsurus, quo waranto tenet uisum francipleg. in manerio suo de N. Vel sic: quo waranto tenet hundredum de S. in comitatu predicto, uel quo waranto clamat habere theloniũ pro se et heredibus suis per totum regnũ nostrum. Et habeas ibi hoc breue. Teste &c. And yf they come in at the same day, they shal answere, and yf they do not come, nor be essoyned before the kyng, and the king do tary lenger in the same shyre, suche ordre shall be taken as is in the cyrcuyte of Justyces. And yf the kynge departe frome the same shyre, they shalbe atourned vnto short dayes, and shall haue reasonable delayes accordynge to the discretion of the Justyces, as it is vsed in personall actyons. Also the Justyces erraunt in

Distresse.

Repleuin.

Iugement.

Baylliffes. Complaynt.

theyr cyrcuyte shall do accordynge to the forsayde ordynance and according as suche maner of pleas ought to be ordred in the cyrcuyte. Concernyng complaynes made and to be made of the kynges baylyffes and of other, it shal be done accordyng to the ordynaunce made before therupon and accordynge to the inquestes taken therupon hertofore, and the clause subscrybed shalbe put in a writ of common somons in the circuite of the iustyces assygned to common pleas directed to the shiriffe. &c. and that shalbe suche. Rex uicecomiti salutem. Precipimus tibi, q̄ publice proclamari facias, q̄ omnes conquerentes seu cõqueri uolentes, tam de ministris et aliis balliuis nostris quibuscunque, q̄ de ministris & balliuis aliorum quorumcunque et aliis, ueniant coram iusticiariis nostris ad primam assisam, ad quascunque querimonias suas ibidem ostendendas, ad competentes emendas inde recipiendas secundum legem & consuetudinem regni nostri, & iuxta ordinationem per nos inde factam, & iuxta tenorem statutorum, & iuxta articulos eisdē iusticiariis nostris inde traditos prout predicti iusticiarii tibi scire faciāt ex parte nostra. Teste meipso. &c. decimo die Septēbris. Anno regni nostri trigesimo.

¶ The statute of protections made the. xxxiii. yere of kynge Edwarde the fyrst.

Protection.

EDward by the grace of god. &c. To all his true and faythful subiectes, greatynge. For as moche as many do purchase the protection of our souerayne lord the kyng, affirmyng that they were out of the realme in the kynges seruyce: It is prouyded, that if their aduersary wyll chalenge the protection, and immedyatly when it is shewed in the courte, wyll auerre that they were within the foure seas, and out of the kynges seruice in a place certayne, so that they might haue conuenyently appered, their chalenge shalbe entred. and the matter shall remayne without day according to the nature of the protection. And whan it shalbe resomoned, and the party commeth into the courte, he shall demaunde iudgement and heryng of the processe, and offer to auerre his chalenge. if his aduersary wyll attende. And if the countre do passe against him, that caste it, the protection shall tourne as a defaute to hym that caste it. if he be tenaunt. And if he be demaundant, he shal lese his writ. and shalbe amerced vnto the kyng. Gyuen at westmynster the. xviii. day of Nouember, the. xxxiii. yere of kyng Edward, son of kyng Henry.

Challenge.

¶ A diffinition of conspiratours, made the. xxviii. yere of kyng Edward the fyrst.

Conspyracion.

COnspiratours be they that do confeder or bynde them selues by othe, couenante or other alyaunce, that euery of them shal aide and beare the other falsely and malicyously to indyte, or falsely to moue or mayntayne pleas, and also suche as cause chyldren within age to appele men of felony wherby they are imprisoned and sore greued, and suche as retayne men in the countre with lyueryes or fees for to maintaine their malicious enterprises, and this extendeth as wel to the takers as to the gyuers. And stewardes and baylyffes of great lordes

whyche

whiche by their seigniory office or power vndertake to bere or maintaine quareis pleas or debates that concerne other parties then suche as towchen the estate of theyr lordes or them selues. This ordinaunce and finall diffinition of conspiratours was made by the kyng and his counsell in his parliament at westmynster in the feast of the Natiuitie of S. Mary the .xxiii. yere of hys reyne. And it was further ordeyned that Justices assygned to the herying and determinyng of felonies & tresplasses in the shires of England shuld haue the transcrypt hereof. Champertours be they that moue pleas and suits or cause to be moued either by their owne procuremẽt or by others, and sue thẽ at their propre costes for to haue part of the land in variance or parte of the gaynes. Champertours.

¶ A statute of conspiratours made the .xxviii. yere of kynge Edwarde the first.

VHERE it is conteyned in our estatute, that none of our courte shulde take any plea to champertye by craft̃e nor by engyn. And that no pleders, apprentises, attourneys, stewardes of great mẽ, baylyffes, nor any other of the realme shuld take for maintenance or other lyke bargayne, any maner of sute or plea against other, wherby al the realme is vnmesurably greued, and bothe tryche and poore troubled in dyuers maners. It is prouyded by a common accorde, that all suche as from henseforth shalbe attaynted of suche empryses, suites, or bargaynes, and suche as consent to suche maner of dealyng, shal haue imprysonment of thre yeres, and shall make fyne at the kynges pleasure. Gyuen at Berwyke vpon Twede the .xx. yere of the reygne of king Edward. Our souerayne lord the kyng, at the informatiõ of Gylbert Rowbery clerke of his counsell, hath commaunded, that who so euer wyll complayne hym selue of conspiratours, of false quareles, vpholders, inuentours, and maintenours of false matters and part takers therof & brokers of debates, that Gylbert of Thorneton shal cause them to be attached by his wryt, that they be afore our souerayne lorde the kynge, to aunswere vnto the playntyffes by this wrytte folowynge. Champerty. Conspiratours.

Rex vic. salutem. Precipimus tibi, quod si A, de G, fecerit te securum de clamore suo prosequendo, tunc pone per uadium & saluos plegios G, de C, q̃ sit coram nobis in octauis sancti Iohannis Baptiste, ubicunque tunc fuerimus in Anglia, ad respondendum predicto A, de placito conspirationis & transgressionis secundum ordinationem̃ nostram nuper inde prouisam, sicut idem A, rationabiliter monstrare poterit, quod ei inde respondere debeat. Et habeas ibi nomina plegiorum & hoc breue. Teste, &c.

An ordinance of Enquestes, made the .xxviii. yere of the reygne of Edwarde the first.

IF inquestes to be taken before any of the iustices, wherin our soueraine lord the king is party, how so euer it be: It is agreed and ordeyned by the king and al his counsel, that from henseforth not withstandyng it be alledged by them that sue for the kynge, that the iurours of those inquestes or some of them be not indifferent for

Inquest. Challenge.

for the kynge, yet suche inquestes shall not remayne vntaken for that cause, that is to say if any of them that sue for the kyng will challenge any of those iurours, they shal allegne for they challenge a cause certayne, and the trueth of the same challenge shalbe inquered, whether it be true or not, after the discretion of the Justyces. so that the ordynaunce precedent, and the ordynaunce folowyng of the forest were made in the parlyament at westmynster, the sondap next before the feast of saynt Mathew Apostle, the xxviii. yere of the reine of kyng Edward sonne of kyng Henry.

¶ An ordynaunce of the forest made the. xxviii. yere of kyng Edward the fyrst

Where as certayne people that be putte out of the forest for the purlyew, and by the great men haue made request to our souerayne lord the kyng at this parlyament, that they myght be acquyted of their charge and of thynges that the forestars demaunde of them, as they were wont to be: our souerayne lorde the kynge answered, fyrst that where he had graunted purlyew that he was pleased, that it shulde stande in lyke maner as it was graunted, all be it that the thynge were sued and demaunded in an euyll poynt. Neuertheleſſe he wylleth and intendeth, that al his demeane landes where so euer they be, that haue ben of the crowne, beynge retourned by way of eſcheate or otherwyſe, shal haue eſtate of free chase and fre warren, and in suche maner shalbe saued and kepte to his vſe for all maner of eſchetes and for all maner of thynges that pleaseth hym. And in right of them that haue landes and tenementes diſafforested for the sayd purlyew, and suche as demaund to haue common within in the boundes of forestes. The entent and wyll of our souerayngne lorde the kynge is that from henſeforth (where purlyew is) they may clayme to be quyte of charge of the forestes. And where as the kynges beastes can not haue they haunte and repayre vpon the forest grounde as they had so longe as they were within the forestes, that suche folke shall not haue common nor other eaſement within the boundes of the woodes nor of the landes, the whiche remayne in foreſte, but if any of them that be diſafforested by the purlyewe, wold rather be within the forest as they were before, than to be out of the forest, as they be now. It pleaseth the kynge very well, that they shalbe receyued therunto, so that they shall remayne in they auncyent eſtate, and shal haue common and other eaſement as well as they had before. Wherupon our souerayngne lorde the kyng willeth and commaundeth, that his Justices of the forestes on this side Trent. Trent and beyonde Trent, in lyke maner shall kepe and holde and cause to be kept and holden straytly the foreſayde poyntes within they lyberties in the fourme aboue mentioned.

An

¶ An ordynaunce of measurynge of lande made the .xxviii. yere of kyng Edwarde the fyrst.

When an acre of lande conteyneth .x. perches in length, than it shall be in bredth .xvi. perches. when it conteyneth .xi. perches in length, then it shalbe in bredth .xiiii. dim qr. one fote, when it is .13. then .13. 5. fote. 1. ynche, when .14. then .11. 7. fote .1. ynche, whē 15. then .10. and dim̄ .2. fote and dim̄. when .16. then .10. when .17. then .9. 3. fote .3. ynches and dim̄. whē .18. then .8. dim̄ .6. fote and dim̄ .5. ynches when .19. then .8. 6. fote .4. ynches and dim̄. when .20. then .8. perches, when 21. then .8. perches and dim̄ .2. fote .1. ynche, when .22. then .7. 1. qr. 8 ynches and dim̄. when .23. then .6. and dim̄ .3. ynches .6. fote and dim̄. when .24. then 6. and dim̄. 2. fote, and dim̄. 3. ynches, when .25. then .6. and .1. qr. 2. fote and dim̄ ynche, when .26. then .5. and dim̄. 6. fote .2. ynches, when .27. then .5. and dim̄ .3. fote when .28. then .5. 7. fote and dim̄. when .29. then .5. 6. fote and dim̄. when .30. then .5. 6. fote, when .31. then .5. 2. fote and dim̄. when .32. then .5. when 33. then .4. dim̄ .1. qr. 1. fote, and dim̄ .1. ynche, when .34. then .4. and dim̄ .3. fote 4. ynches and dim̄ .1. qr. when .35. then .4. and dim̄ .1. fote .2. ynches and dim̄. when .36. then .4. 1. qr. 3. fote and .5. ynches and dim̄. whē .37. then .4. 1. qr. 3. fote and dim̄. when .38. then .4. 4. fote and dim̄. when .39. then .4. 1. fote and dim̄ .2. ynches and dim̄. when .40. then .4. when .41. then .3. 1. qr. 2. fote and dim̄. when 42. then .3. 1. qr. 2. fote, when .43. then .3. 1. fote. and dim̄. when .44. then .3. and dim̄ fote, and .5. ynches, when .45. then .3. and dim̄.

Acre of land.

¶ The statute of toyntetenauntes, made the .xxviii. yere of kynge Edwarde the fyrste.

He kynge our soueraygne lorde vnto all, to whom these .&c. gretyng. It is wel knowen, that among dyuers establyshmentes of lawes, whiche we haue ordeyned in our owne tyme vpon the gret & heyghnous myschiefes that happen in wrytes of nouel disseisin chiefely aboue other, we haue deuysed more spedy remedy in those wrytes, then was before. And for as moche as it chaunceth many tymes in assyses of nouel disseisin, that the tenaunt doth pleade agayns the playntyfe, that he holdeth the landes beyng in demaunde toyntly with his wyfe, not only named in the wryt, and somtyme with a straunger not named in the wryt, and sheweth forth a dede testifyenge the same, and demaundeth iudgement of the wryt: It is agreed and ordeyned, that if the playntyfe wyl offer to auerre by assyse, that the day of his wryt purchased, he that alledged the exception was sole tenaunt, so that neyther his wyfe nor any other had any thynge in the sayd landes, then the Iustyces, before whom the assyse is arrayned, shall retayne the same dede saufely in theyr kepyng, vntyll the assyse be tryed betwene them therupon. And they shall lette the party absent to vnderstand by our wryt vnder theyr witnessyng, and also to the toyntenaunt that is present, of whome the dede maketh mencyon, that he be present at a certayne day with the other tenant, for to answere vnto the party plaintyfe, as well vpon the exception alledged, as of the landes demaunded and put in

Toyntenaunt

Assise de nouel disseisin.

viewe

Fesſement. Exception.

hyewe, if it ſeme expedyent for hym, at whiche day if both that are named tenauntes do come in, and do iuſtify the ſame feſſement, they ſhal anſwere and mayntayne the exception alledged by one of them, and further ſhall anſwere vnto the aſſyſe as though the originall had ben purchaſed agaynſt bothe of them ioyntly. And if it be proued by aſſyſe, that the exception was alledged malycyouſly for to delay the playntyffe of his ryght, ſo that they helde not the ſame lande ioyntly the daye of the wryt purchaſed, then all be it the ſame aſſyſe do paſſe for the tenauntes, and agaynſt the playntyffe, yet they that alledge the exception ſhalbe punyſhed by one yeres impriſonment, whens they ſhall not be delyuered without a greuous fyne. And let the Iuſtyces be well

Aſſiſer

aduyſed, that from henſeforth they do not allowe an exception alledged by the baylyffes of any ſuche tenauntes: and if he that alledged the exception abſent hym ſelfe at his day, and the other that is named ioyntenaunt do appere, althoughe he iuſtifye the ſame dede, and ſaye that he hath nothyng in the foreſayd landes. &c. neuertheleſſe the aſſyſe ſhall paſſe agaynſt hym that is abſent by defaute. And if it be founde by aſſyſe, that they were not ioyntly

Exception.

ſeaſed the day of the wryt purchaſed, and lyke wyſe that the tenaunt againſt whome the wryte was purchaſed, or an other named in the wryte dyd diſſeſe the playntyffe, then haupnge regarde to them that was falſely and malycyouſly alledged to the hurte of the partye, and to the diſſeiſin that they made, the playntyffe ſhal recouer his ſeaſin and double damages, and they that alledge the falſe exception ſhall haue the punyſhment aforeſayde. But if neyther of the tenauntes do come in at the day, than vpon their defaute the aſſyſe ſhal paſſe agaynſt them. And if it be found, that the ſame exception was lawfully and truely alledged, and that they that alledged it were ioyntly ſeaſed before the playntyffe purchaſed his wryte agaynſt them, the aſſyſe ſhall paſſe no further, but the wryte ſhall be abated. The ſame ſhall be obſerued if both or one do appere, if it be found by aſſyſe, that the exception was truely alledged, as before is ſayde. The ſame order ſhall be obſerued in aſſyſes of Mordaunceſtour and wryttes of Iuris utrum that the fyrſt day that the partyes appere in courte, if the tenaunt alledge the exception agaynſte the demaundaunt: ſhewynge a dede therupon, and the demaundaunt wyll offer to auerre by the aſſyſe or iury, that the day of his wryte purchaſed, he that alledged the exception was ſole tenaunt, hereafter the ſame maner of proceſſe ſhall be vſed in aſſyſes of Mordaunceſtour, and wryttes of Iuris utrum, as before is ordeyned in aſſyſes of nouel diſſeiſin, and lyke punyſhment ſhal be awarded to the offendours. But in other wryttes, whereby landes are demaunded, ſuche proceſſe ſhalbe made at the fyrſt daye, that the partyes appere in courte, if the tenaunt do alledge the foreſayde exception of a ioynte feſſement and the demaundaunt wyll offer to auerre by the countre, that the day of the wryte purchaſed he that alledged the exception, was ſole tenaunt, than the ſame maner of proceſſe ſhalbe obſerued betwixt the parties vntil a iury haue paſſed betwene them therupon. And if it be foũden by the iury, that the ſame exceptyon was truely alledged, then the wryte of the demaundaunt ſhal abate: And if it be founden by the iurye, that the ſame exceptyon was falſely

and

and malycyously alledged to the hynderaunce of the party, then the demaundaunt shall recouer his season of the landes in demaunde. and the tenaunt shall be punysshed by the payne aboue sayd in a wrytte of nouel disseisin, as to the imprysonment, and as to the damages accordynge to the discretion of the Justyces. And we wyll and graunt, that this statute shall take his effect the morowe after the feast of sayncte Peter ad vincula next commynge. For as moche also as plees in courte spirituall haue heretofore had many tymes vnreasonable delayes by reason that our wrytte that is called Indicauit, was many tymes brought before the iudges of suche matters when they were begonne: And therupon our chefe Justyces coulde not procede lawfully nor in due maner to awarde a wrytte of Consultacyon vpon suche maner of proces, It is agreed that such a wryt of Indicauit shal not be graunted from hense forth to any man, before the matter hangyng in the spirituall courte betwene the partyes be recorded, and that our chaunsellour shalbe certified therupon vpon the syght and inspection of a lybel. In witnesse of which thyng we haue caused these our letters to be patent. I my selfe beynge wytnesse at westmynster. Gyuen the. xxvii. day of the month of May, the xxxiii. yere of our reyne.

Delayes.

Indicauit.

Consultation

Lybell.

Articles of inquisition vpon the statute of wynchester made in the tyme of kynge Edwarde the fyrst.

THe maner of inquerynge vpon the statute of wynchester when it is obserued and when not, and of suche as haue obserued the sayd statute, and of such as haue not suffred the contentes therof to be obserued. Of felonyes and robberies commytted after Easter the xiii. yere of the reygne of kynge Edwarde. and in what maner suche felonies were done where and by whome and the suites of them by inquethes, accordynge to the tenour of the statutes made therupon afterwarde. And if the shyryffe haue answered for the bodyes of such offendours or not. Also if the gates of the cities or great townes were shytte from the tyme of the son goynge downe vntyll the sonne ryseynge. And if any straungers were lodged in the suburbes or in the out partyes of the cytie for whome their hostes wyll not answere. And also howe baylyffes and other officers of townes haue made inquerys therof. And if watches haue ben kept after as is conteyned in the sayde statute or not, and howe the watchmen haue kept theyr watche. And if the kynges hygh wayes from one marchant towne to an other be inlarged, as wel in the kynges owne townes as els where according to the statute and if they be not inlarged to inquyre what wayes, and where they be, and who ought to haue inlarged them. And of such as let suche inlargementes as wel in parkes as in other woodes. Also if all betwene the age of. xv. and lx. be sworne to kepe the peace. Also if they haue weapons in their houses according to the quantitie of theyr landes and goodes for maintenaunce of the peace accordyng to the statute. And also if constables do make viewe of armour in due maner, and of other thinges belongyng to their office or not. Also if shiriffes, hundreders, bailiffes of liberties, and tosters come at hue and cry leuied, and if they make pursuite for kepyng the kynges peace according to the statute or not.

A

¶ A statute of Amortisment of landes.

TOuchynge the graunt of our soueraygne lorde the kynge to be obtayned vpon Inquestes returned in the chauncery for landes to be aliened in to Mortmayne. The kyng commaundeth, that nothyng shalbe done (where there be any lordes meane) except the religyous persons can shewe to our soueraygne lord the kynge, theyr assent vnder theyr patentes sealed with theyr seales. And that nothyng shal passe, in case where the donour reserueth nothyng to himselfe. And lykewyse where Inquysitions be made and returned without warrant, that is to wyte the wrytte originall without the inquest, and except that the wrytte originall make mencyon of euery thynge accordyng to the tenour of the graunte deuysed by the kynge.

¶ A statute concernynge certayne lyberties graunted by the kynge to his commons.

Capi. i. Ayde.

NO tallage or ayde shalbe taken or leuyed by vs or our heyres in our realme, without the good wyll and assent of Archebyshops, byshops, erles, barons, knyghtes, burgesses, and other fremen of the lande.

Capi. ii. Takinges.

¶ No officer of ours or of our heires shal take, corne, lether, catell, or any other goodes of any manet person without the good wyll and assent of the party to whom the goodes belonged.

Cap iii. Maletent.

¶ Nothynge from henceforth shalbe taken of sacks of wolle, by colour or occasion of Maletent.

Cap. iiii. Liberties.

¶ We wyll and graunt for vs and our heyres that all clerkes and laye men of our lande, shall haue theyr lawes lybertyes, and the customes as largely and holly, as they haue vsed to haue the same at any time when they had the best. And if any statutes haue ben made by vs or our auncestours, or any customes brought in contrary to them, or any manet article conteyned in this present charter: we will and graunt that such manet of statutes & customes shalbe voyde and frustrate for euermore.

Cap. v. Pardon.

¶ Moreouer we haue pardoned Humfrey Bohun erle of Herefordе and Oster constable of England, Roger erle of Norfolke and Suffolke Marshall of Englande, and other erles, barons, knyghtes, esquyers, and namely John de Ferrariis with all other beynge of their felowshyp confederacy, and bande, and also to all other that holde. rr. lande in our realme, whether they holde of vs in chiefe or of other, that were appointed at a daye certayne to passe ouer with vs in to Flaunders, the rancour and euyll wyll borne agaynst vs, and all other offences that they haue done agaynst vs vnto the makynge of this present charter.

Cap. vi. Curse.

¶ And for the more assurance of this thynge we wyll and graunt that all archebyshops and byshops for euermore shall rede this present charter in theyr cathedrall churches twyse in the yere, and vpon the redyng therof in euery of theyr parishe churches shall openly denounce accursed all those that wyl-

wyllyngly do, or procure to be done any thynge contrary to the tenour force and effecte of this present charter in any poynte and article. In wytnesse of whiche thynge we haue sette our seale to this present charter, togyther with the seales of the archbysshops, bysshops. &c. which voluntarely haue swoꝛne that as moche as in them is, they shall obserue the tenour of this present charter in all causes and artycles, and shall extende theyr faythfull ayde to the keppynge therof. &c.

A STATVTE for knyghtes made the fyrst yere of kynge Edvvarde the seconde.

OVR SOVERAYNE LORDE THE kyng hath graunted that all suche as ought to be knyghtes, and be not, and haue ben dystrayned to take vpon them the oꝛder of a knight within the feast of the Natiuitie of our loꝛd, shall haue respite to take the foꝛesayd armes of a knyght, vntyl the vtas of saint Hillary without occasion, and after that they shall be dystrayned excepte they make some other meane. Also he hath graunted that if any wyll complayne in the chauncery, bycause he was dystrayned. &c. and hath not. xx. li. perely in fee, oꝛ foꝛ terme of lyfe, and wyll proue that by the countre, then it shall be wꝛytten vnto the moꝛe discrete and sage knyghtes of the shyꝛe to take the sayd inquisition, and if it foꝛtune to be tryed so by the same inquest, he shal haue remedy and the dystresse shal ceasse. Also if any be impleded foꝛ al his land oꝛ foꝛ parte of the same, so that the resydue be not suffycyent to the value of. xx. li. and can proue the same, than the dystresse shall sease vntyll the same plea be determyned. Also yf any of them be bounden in certayn dettes awarded in the eschequer foꝛ a certayne summe to be receyued yerely out of his landes, so that the resydue therof doth not amount to the yerely value of. xx. li. besydes the same summe: the dystresse shall sease vntyll the foꝛesayde dette be clerely payed. And none shall be dystrayned to take vpon hym the oꝛder of a knight befoꝛe that he come vnto the age of. xxi. yeres. Also none by reason of any land that he holdeth in maners whiche be nowe in auncyent demeane of the crowne as a sokeman, and whiche landes muste also gyue tallage when the kynges demeanes are tayled, shal be distrayned to take vpon hym the oꝛder of a knyght. Also of them that hold theyr lãdes in socage of other manours then of the manours of the kyng doynge no foꝛeyne seruyce, the rolles of the chauncery shall be serched foꝛ the tyme of the kynges predecessours. And it shall be done as it hath vsed to be done. In lyke maner shall be done of clerkes beynge within oꝛders holdyng laye fee whiche shulde be knyghtes if they were laye. Also none shall be dystrayned foꝛ his burgage landes, although they do amount to the value of xx. li. perely oꝛ moꝛe. Also they that ought to be knyghtes and be not whiche

haue

haue holden theyr landes in theyr handes but a smal tyme, and lyke wyse suche as shuld be knyghtes that do pretende great age, or defaut of theyr members, or any other incurable dysease, or charge of theyr chyldren, or of suites or do alledge suche necessary excuses, they shall resort vnto Robert Typtofte and Antonye de Berke, and shal make fyne before them, to whom it is enioyned that accordyng to their discretions they shall admytte the reasonable fynes of all suche persons.

¶ The statute of breakynge prysons made the fyfte yere of Edwarde the seconde.

COncernyng prysoners, whiche breake the prison, our soueraine lorde the kynge wylleth and commaundeth, that from henseforth he that breaketh his prison, shall not haue punyshment of lyfe or member for breakyng of the prison onely, except the matter or cause for whiche he was imprysoned and taken, dyd requyre such iudgement, if he had ben conuycte therupon after the lawe and custome of the realme, all be it that in tymes passed it hath ben done and vsed otherwyse.

¶ Artycles for the clergy made the .iv. yere of Edward the second.

EDwarde by the grace of god kyng of Englande. &c. Vnto all to whome these our present letters shal come, gretyng. Understand ye that where as of late in the tymes of out progenytours sometymes kynges of Englande in dyuers theyr parlyamentes, and lykewyse after that we had vndertaken the gouernaunce of the realme in our parlyamentes many artycles contaynyng dyuers greuaunces commytted agaynst the churche of Englande the prelates and clergye were purposed, and further great instaunce made that conuenyent remedy myght be prouyded therin. And of late in our parliament holden at Lyncolne the .iv. yere of our reygne we caused the artycles vnder wrytten, with certayne answeres made to some of them heretofore to be rehersed before our counsel, and made certayne aunsweres to be corrected, and to the residue of the artycles vnderwrytten answeres were made by vs and our counsell, of which said artycles with the answeres to the same the tenours here ensue.

Capi. i. Prohibition.

FYrst where lay men do purchase prohibitions generally vpon tythes obuentyons, oblations, mortuaryes, redemtion of penaunce, violent layinge hande on clerkes or bygamyes and in causes of dyffamation, in whiche cases, spirituall penaunce ought to be enioyned. Our soueraygne lorde the kynge hath answered to this artycle, that in tythes, oblatyons, obuencyons mortuaryes (sythens they are purposed vnder these names) the kynges prohibition shal holde no place, although for the longe withholdyng of the same the money may be estemed at a summe certayne. But if a clerke or a relygyous man do sell his tythes beyng in his barne, or otherwhere to any man for money, if the money be demaunded before a spyrytual iudge, the kynges prohibityon

hibitions shal lie, for by the sale the spiritual goodes are made temporal, and the tythes turne into catelles.

Cap. ii.

¶ Also yt the debate do aryse vpon the ryght of tythes hauing his originall of the ryght of the patronage and the quantytye of the same tythes do passe the. iiii. parte of the goodes of the churche, the kynges prohybytion shall holde place, yf the cause come before a iudge spyrytuall. Also yf a prelate enioyne a penaunce pecuniary to any man for his offence and it be demaunded, the kinges prohibition shall holde place. Notwithstandynge yf prelates enioyne a penaunce corporall and the partye wyll remedy suche penaunces by money, yf money be demaunded before a iudge spiritual, the kinges prohibition shal holde no place.

Prohibition.

Penaunce.

Cap. iii.

¶ Wherever yf anye laye violente handes on a clerke, the amendes for the violence done shall be made in the kynges courte. And for excommunication before a prelate where penaunce corporall is enioyned, yf the defendoute wyll redeme hys penaunce by gyuynge money to the prelate or to the partye greued, it shalbe requyred before the prelate, and the kinges prohibytion shal not lye.

Penaunce.

Cap. iiii.

¶ In diffamation also prelates shal correct in maner abouesayd, the kinges prohibition notwithstandyng, first enioynyng a penance corporal whiche yf the offendour wil redeme, the prelate may freely receiue the money, though the kinges prohibition be shewed.

Diffamation.

Cap. v.

¶ Also yf any do areste in his grounde a mylle of newe. And after the person of the same prelate demaundeth tythe for the same, the kynges prohybytion both ysse in this fourme.

Myll.

The aunswere. Quia de tali molendino hactenus decime non fuerunt solute prohibemus, &c. Et sententiam excommunicationis, si quam hac occasione promulgaueritis, reuocetis omnino. In suche case the kinges wryt of prohibition was neuer yet graunted by the kinges assent, nor neuer shal which hath decreed that it shal not hereafter lye in suche cases.

Cap. vi.

¶ Also if any cause or matter, the knowlege wherof belongeth to a court spirituall, and be diffinitifly determyned before a spirytual iudge, so that it passe into a iudgement, nor was not in suspence by reson of any appeale, and afterward vpon the same thing a case is moued before a temporal iudge & bitwene the same parties, and it be proued by wrytnes or instrumentes. The exception shal not be admytted in a temporal court. The aunswere. When any one case is debated before iudges spirituall and temporal as aboue appereth vpon the case of layyng violente hades on a clerke. It is thought that notwithstanding the spirituall iudgement, the kinges court shal discusse the same matter, as the party shal thinke most expedient for hym selfe.

Cap. vii.

¶ Also the kinges lettre directed vnto ordinaries that haue wrapped theyr clientes in the sentence of excommunication that they should assoile them by a certayne day, or els that they do appere and shewe wherfore they haue excommunicated them. The aunswere. The king decreeth that hereafter no such lettre shalbe suffred to go forth, but in case where it is found that the kinges lyberte is prejudiced by the excommunication.

Excommunication.

Cap.viii ¶ Also barons of the kynges eschequer claymynge by theyr priuilege, that they ought̃e to make aunswere to no man out of the same place extende the same pryuyledge vnto the clerkes abydynge there beynge called to ordres or vnto residence, and inhibyte the ordynaryes lest in any wyse or for any cause (so longe as he is of the eschequer) they shall not call them to theyr courtes. The aunswere. It pleaseth our soueraygne lorde the kyng that suche clerkes as attende in his seruyce shall be correcte by theyr ordinaryes lyke as other, but so longe as they are occupyed about his busynes they shall not be bounden to kepe residence in their churches. This is added of newe by the kinges counsell. The kynge and his auncestours syns time out of mynde haue vsed that clerkes during suche tyme as they are in his seruice shal not be compelled to kepe residence at their benefices. And such thinges as be thought necessary for the kyng and the comon welth, ought not to be called preiudiciall to the lyberty of the churche.

Cap.ix. ¶ Also the kynges offycers as shyryffes and other do entre spyrytuall fees to take dystresses, and some tyme they take the persons beastes in the kynges hyghe way, where they haue nothyng but their glebe land. The aunswere. The kynges pleasure is that from henceforth such distresses shal neither be taken in the kinges highe way nor in the fees wherwith churches hath bene indowed, neuertheles he willeth distresses to be taken in possessions of the churche newly purchased by the person.

Cap.x. ¶ Also where some that flye vnto the church to abiure the realme, according to the custome of the land, and lay men of theyr enemyes do pursue them and plucke them from the kynges hygh way, and are hãged or headed, and whilst they be in the church are kept in the churchyarde with armed men, and some tyme in the churche so straytely that they can not departe from the halowed grounde to emptye their belye, and can not be suffred to haue necessaries for theyr lyuing. The aunswere. They that abiure the realme so long as they be in the cõmon way shalbe in the kinges peace nor shalbe dystourbed of any man, and when they be in the church their kepers ought not to abide in the churchyard except necessitie or perpl of escape do requyre so. And so long as they be in the church, they shal not be compelled to auoyde, but that they shal haue necessaries for their liuing and may go forth to empty their bely. And the kinges plesure is that theues or appellours (when soeuer they wil) may confesse their offences vnto preastes, but let the confessours beware that they informe not such appellours vnwarely.

Ca.xi. ¶ Also it is desyred, that our soueraine lorde the kyng, and the great men of the realme do not charge religious houses and spiritual persons for corrodes, pensions, or sotourning in religious houses and other places of the churche, or with takynge vp horse and cartes wherby suche houses are impouerysshed and goddes seruice diminished, and by reason of such charges, preastes and other ministers of the church deputed vnto diuine seruice are oftentymes compelled to departe from the places aboue said. The aunswere. The kinges pleasure is that vpon the cõtentes in their petition from henceforth they shall not be vnduely charged. And yf the contrary be done by great men or other, they

shall

shall haue remedy after the fourme of the statutes made in the tyme of kyng Edward father to the kyng that now is. And lyke remedy shalbe done for corodies and pensions exacted by compulsion, wherof mencyon is made in the sayde statutes.

¶ Also yf any of the kynges tenure be called before theyr ordynaryes, oute of the paryshe, where they dwell, yf they be excommunycate for theyr manyfeste contumacye, and after fourty dayes a writte goeth oute to take them, and they pretende theyr pryuyledge that they oughte not to be cyted oute of the towne and paryshe where theyr dwellyng is. And so the kinges wryt that went out for to take them is denyed. The aunswere. It was neuer yet denyed nor shalbe hereafter. Capi. xii. Excomunication.

¶ Also it is desyred that spyrytuall persons whome the kynge doth presente vnto benefyces, yf the byshoppe wyl not admitte them eyther for lacke of sciense or for other cause reasonable they shall incurre the excommunication of lay persons in the cases aforesayde, as for a thynge contrary to the decrees canonycall attempted, but they shall sue vnto a spyrytuall iudge for remedy as right shal require. The aunswere. Of the absens of a person presented vnto a benefice of the church the examination belongeth to a spiritual iudge and so it hath ben vsed heretofore and shalbe here after. Cap. xiii. Presentation.

¶ Also yf any dygnytye be vacaunte where electyon is to be made, it is moued that the electours or chosers may frely make theyr election without feare of any power temporall and that all prayers and oppressyons shall in this be halfe. The aunswere. They shalbe made fre accordynge to the fourme of statutes and ordynances. Ca. xiiii. Free election

¶ Moreouer thoughe a clerke oughte not to be iudged by a temporal iudge nor anye thynge maye be done agaynst him that concerneth lyfe or membre, neuertheles temporall iudges cause that clerkes fleynge vnto the churche and confessynge theyr offences, do abiure the realme, and for the same cause admytte theyr abiuratyons althoughe herevpon they can not be theyr iudges, and so power is wrongfully gyuen to lay persons in the punyshment of suche clerkes. And yf suche chaunce to retourne after into the realme, the prelates and clergye desyre suche remedye to be prouyded herein that the immunite or pryuylege of the churche and spyrytual persons may be saued vnbroken. The aunswere. A clerke fleynge to the churche for felony for to obteine the priuilege of the church, if he affirme him selfe to be a clerke he shal not be compelled to abiure the realme, but yelding him selfe to the law of the realme shal enioy the pryuylege of the church according to the laudable custome of the realme heretofore vsed. Cap. xv. Clerke.

¶ Also notwithstandynge that a confession made before him that is not lawful iudge therof, be not sufficient wheron procesle may be awarded or sentence giuen, yet some temporal iudges (though they haue ben instantly desired ther to) do not deliuer to the ordinaries according to the premysses such clerkes as confesse before theym theyr most heynous offences as theft, robberye, & murdre, but admytte theyr accusation whyche commonly they call an appeale, all be it to thys respecte they be notte of theyr courte, nor can be iudged or con- Cap. xvi.

demned before them vpon their owne confession without breakynge of the churches priuilege. *The answere.* The priuilege of the churche beyng demaunded in due fourme by the ordynary shall not be denyed vnto the appellour as to a clerke, we desyrynge to prouyde for the state of holye churche of Englande and for the tranquillitye and quyete of the prelates and clergye aforesayde, as ferforth as we maye lawfully do to the honour of God and emendation of the churche prelates, and clergy of the same. Ratefynge, confyrmynge, and approuyng al and euery of the artycles aforesayd with al and euery of the aunsweres made and conteyned in the same, do graunt and commaunde them to be kepte fyrmely and obserued for euer more, wyllynge and grauntynge for vs and our heyres that the foresayd prelates and clergye and their successours shall vse, execute, and practise for euermore the iurisdiction of the church in the premisses, after the tenour of the answere aforesayd without quarel inquietynge, or veration of our heires or any of our officers what so euer they be. In testimony wherof, &c. wytnes, &c.

¶ Shyriffes.

FOR as moche as our soueraygne lorde Edwarde, sonne to kyng Edward, fyrst of the name, at his parlyment holden at Lincolne in quindena Hillarii, in the .ix. yere of his reygne, by the information of his prelates, erles, barons, and other great men of the realme, beynge somoned to the same parlyament, and also by the greuous complaynt of his people, dyd perceyue great damage to be done to him, and great oppressyons and dysheryttaunces to his people, by reason of vnsufficient shyryffes and hundredars haue bene before this tyme in the realme and yet be: Our soueraygne lorde the kyng, intendynge to auoyde and eschewe suche euyl oppressyons and dysheritances, by the assent of his prelates, barons, and other great estates aforesayd, hath ordeyned and establysshed in his sayd parlyament, that the shyryffes from henceforth shalbe assigned by the chauncellour, treasourer, barons of the eschequer, and by the iustyces. And in the absence of the chauncellour, by the treasouret barons and Justices. And that none shall be shyryffe, excepte he haue sufficyent lande within the same shyre, where he shall be shyriffe, for to aunswere the kyng and his people. And that none that is steward or baylyffe to a great lorde, shalbe made shyryffe, except he be out of seruyce, so that he maye attende to the offyce of a shyryffe for the kynge and his people. And in lyke maner it is agreed and establysshed, that hundredes, whyther they belonge to the kynge or to other, shall be kepte by conuenyent and able persons, that haue sufficyent landes within the same hundreth or shyre wher the hundreth is, and that the chauncellour, treasourer, barons, & iustices shal do assigne in maner aforesaid, without hauing any other regard. And if any shiriffes or hundredars be vnsufficyent at this tyme, they shalbe remoued, & other more conuenient put into their romes. And that such hundredes be leassed to such persons as are sufficient, so that they nede not to vse extorcion vpon the peple by reason of to outragious ferme. And yt no shiriffe nor

noꝛ hundꝛedar shall leasse his lande to any other in fetme oꝛ otherwyse, and that the executions of wꝛittes that come to the shiriffes, shall be done by the hundꝛedars swoꝛne and knowen in the shyꝛe, and not by other, if it be not the open defaut and dysturbance of the hundꝛedars, and then execution shall be done by other persons moꝛe conuenyent, being swoꝛne, so that the people may knowe to whom to sue suche executions, sauyng alwayes the retournes of the wꝛittes to them that haue them oꝛ ought to haue them.

¶ A statute of Gaulet in London, made the .v. yere of kyng Edward the second.

IT is pꝛouided by our souereine loꝛd the kyng and his iustices, and also graunted vnto the citezens of London, that archebyshops, byshops, erles, barons, and other that haue rentes in London, and foꝛ some tenementes the rentes are behynde, and can not recouer those rentes, that it shalbe lawful foꝛ them to distrayne theyꝛ tenantes foꝛ the arrerages, so longe as any thinge is founde in the fee, wherby they may be dystrained, and the tenantes shal be impleded by a wꝛit of gaulet of customes and seruices, whiche may be wel done by theyꝛ fremen of the citie pꝛesented in their huistinges, foꝛ the kepyng of theyꝛ sute, to gather their rentes, so that yf the tenauntes do knowledge their seruices, they shall incontinent and without delaye satisfy their loꝛdes of their arrerages. And if they deny them their seruices, the demaundantes shal immediatly name two witnesses, whose names shall be inrolled, and shall haue a daye to bꝛyng them foꝛth at the next huistinges, at which day yf they bꝛing foꝛth witnesses, and it is shewed by them in the ful court of their owne sight and hearyng, that the same plaintifes haue any tyme receiued the rentes, which they demaund of the tenementes, then the tenantes shal lese their fees by award of the court, and the plaintifes shal recouer their tenementes in demeane, if they wyl not knowledge the seruices vnto their loꝛdes as befoꝛe is said, and lykewyse they shall recouer the arrerages, whiche shall be doubled, and they shall giue to the shiriffe foꝛ the wꝛongful withholdyng (yf they be woꝛth so moche) the summe of an hundꝛed. s. without any grudging. And if they do not come in after due somons in the huistynges, then the same fees shalbe deliuered vnto the playntyfes in the full huistynges, to be holden and kepte in their owne handes foꝛ one yere and a daye, within the whiche tyme yf the tenauntes do come vnto them and do offre to satysfye them of the arrerages double, and to the shyꝛyffe foꝛ his amercyament, as befoꝛe is sayde: than they shall haue theyꝛ tenementes agayne. But yf it be after one yere and a daye accomplyshed, suche tenementes shal remayne vnto the loꝛdes of those fees by iudgement of the courte in their demeane foꝛ euer moꝛe. And then such landes shal be called foꝛschoke, bycause suche tenementes shall remayne foꝛ euer in demeane to the loꝛdes of the fees foꝛ the defaulte of the seruyce. The same oꝛdynaunce shall be kepte and obserued, yf the tenauntes do confesse oꝛ knowledge the arrerages, and be not able to make satysfaction therfoꝛe, as it is sayde befoꝛe.

London.

Gaulets.

Huistinges.

Foꝛschoke.

¶ The statute of Yorke made the .XII. yere of kynge Edwarde the second.

FOR as moche as people of the realme of Englande and Irelande haue heretofore many tymes suffred great myschyefes damage and dysheryson, by reason that in dyuerse cases where the lawe fayled, no remedy was purueyed. And also for as moche as some poyntes of the statutes heretofore made, had nede of exposition, oure souerayne lord the kynge Edward, son to kyng Edward desyryng that ryghte be done to hys people, at his parlyament holden at Yorke the .xi. weke after the feast of .S. Myghel, the .xii. yere of his reygne by the assent of the prelates, erles, barons, and the comunaltie of his realme there assembled hath made these actes and statutes here folowinge, the which he willeth to be straitly obserued in his sayd realme and lande.

Cap. i. Attourney.

FYrst for dyuerse myschyfes, that where tenantes in an assise of Nouel disselyn myght not make attorneys heretofore, it is agreed, that the tenantes in assyse of nouel disseisin from henseforth may make attourneis, yet the king entendeth not hereby that the tenātes & defendantes in assyses of nouel disseisin shall plede by baliffes at theyr owne pleasure as they haue done heretofore.

Cap. ii. wytnes. Inquest.

¶ Also it is agreed, that when a dede releese, acquitance, or other writing is deuyed in the kinges court wherin witnesses be named, proceesse shalbe awarded for to cause such witnesses to appere, as before hath bene vsed, so that yf none of them come in at the great distresse retourned, or yf it be retourned, that they haue nothynge, or that they can not be founde, yet the takynge of the inquest shall not be deferred by the absense of suche wytnesses. And yf the wytnesses do come in at the great dystres, and the inquest for some cause remaineth vntaken, the wytnesses that come in shall haue lyke day gyuen them as is assigned for the takyng of the inquest, at which day yf the witnesses do not appere the issues that were fyrst retourned vpon them shalbe forfeyt. And the taking of the inquest shal not be deferred because of theyr absence. And for absense of witnesses dwelling within fraunchises where the kynges wryt original doth not lye, the taking of an inquest shal not be deferred.

Cap. iii. Inquest. Recognesāce. Iurye.

¶ And where it is conteyned in a statute made at Westmynster, the seconde day of Apryl. the. xxvii. yere of the reygne of the kinges father that nowe is, that inquestes and recognysances taken before the iustyces of eyther benche, shuld be taken before any iustyce of the places, accōpanyed with some knight of the shyre where suche inquestes happe to be taken, yf they haue not nede of great examination. And that in suche inquestes the iustyces shal do as they shal thynke most expedient for the weale of the realme, the whiche statute nedeth to be better declared: It is agreed, that inquestes and iuryes that happe to be taken hereafter in pleas of land, that requyre not great examination shalbe taken in the countre before a iustice of the place wher the plea is, accompanied with a substantial man of the countre knight or other, so that a certaine day be gyuen in the bench, and a certaine day and place in the countre, in presence of the partyes demaundyng the same. And also inquestes and

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iuries in pleas of lande that requyre great examination, shalbe taken in the countre (in the maner aboue sayde) before two Justyces of the benche. Plea of land

¶ And the iustyces or iustyce shal haue power to record nonsuytes and defau tes in the countre at the dayes and places assygned as afore is sayd. And that that they shal do in the thynges aboue mentioned shalbe reported in the ben= che at a day certayne, there to be inrolled, and therupon iudgement shall be gyuen, and the kyng intendeth not, that the sayd inquestes and iuries shuld not be taken in the benche if they come, nor that this statute shulde extende vnto great assyses. And also a iustyce of the one place and of the other, be= ynge associate with a discrete man of the countre knyghte or other, at the re= queste of the playntyffe shall take inquestes vpon pleas pleaded and to be pleaded, that be moued by attachement and distresse, and shall haue power to recorde nonsuytes, as aboue is sayde, and to take inquestes vpon defau= tes there made. And as to suche inquestes as are to be taken vpon wrytes of Quare impedit, the fourme conteyned in the statute of Westminster second shall be kepte, and the Justyces shall haue power to recorde nonsuytes and defaultes in the countre, and to gyue iudgement therupon, as they do in the benche, and there to report ỹ that they haue done, there to be inrolled. And if it happē, that the iustyce or iustices that shalbe assigned to take such inque stes in the countre, do not come, or if they come in to the countre at the day as= sygned, yet the partyes and persons of suche inquestes shall kepe theyr daye in the benche. Enrollement Justyces. Nonsuyte.

¶ And bycause it is many tymes complayned in the kinges courte, vpon re= tournes that baylyffes of fraunchyses (haynge full power to retourne the kynges wrytes) haue delyuered to shyryffes, that haue ben afterward chaun ged, and otherwyse returned in the kinges court, to the damage of the par= tyes, and the delaye of ryght: It is agreed, that for such retournes as here after be delyuered to shyryffes by suche baylyffes of fraunchyses, an inden ture shalbe made betwene the baylyffe of the fraunchise by his proper name and the shyryffe by his proper name. And if the shyriffe chaunge the retourne so delyuered to him by indenture, and be therof conuycte at the suyte of the lord of the fraunchyse, of whom he receyued the retourne, if the lord haue had any damage, or if his fraunchyse be dystrayned, or at the suyte of the partye that hath sustayned losse throughe that occasion, he shall be punyshed by the kynge for his false retourne, and shall yelde vnto the lorde and to the partye double damages. Also it is agreed, that from henseforth shyryffes and other baylyffes, that receyue the kynges wrytes, retournable in his courte, shall sende theyr owne names with the retournes, so that the courte maye knowe, of whome they toke suche retournes, yf nede be. And yf any shyryffe or other baylyffe leue out his name in his retournes, he shall be greuously amerced to the kynges vse. Cap. v. Returne. Baylyffe. Shyryffe.

¶ Also for the common profyte of the people it is agreed, that no offycer in cytie or towne, that by reson of his offyce ought to kepe assyses of wynes and bytayles in as moche as he is attendaunt to his offyce, shall not bye wynes nor bytailes neither in grosse, nor by retaile. And yf any do, and be therof con Cap. vi. Wynes. Bytayles.

uycte, the marchaundyſe, wherfore he is conuycte, ſhalbe forfayt to the kyng and the. iii. parte therof ſhalbe delyuered to the party that ſuyd the offendour as the kynges gyft, and in ſuch caſe he that wyll ſue for a thyng ſo forfatted, ſhalbe receyued. And the chauncellour, treaſourer, barons of the eſchequer, iuſtyces of eyther benche, and iuſtyces aſſygned to take aſſiſes, ſhal admytte ſuch plaintes by writtes and without writtes, and ſhal determyne them, and ſhal perfourme all thinges conteyned in theſe artycles, in forme aboueſayd, and neuertheleſſe the kyng may aſſygne his iuſtices to execute this thyng in cities and boroughes, when and where it pleaſeth hym.

¶ The ſtatute of Eſſoynes made the. vii yere of Edward the ſecond.

Eſſoyne.

HEre is declared howe many wayes eſſoynes may be challenged, and in what caſes eſſoines do not lye. An eſſoine lieth not, where the land is taken into the kynges handes. Eſſoin lyeth not where the partye is dyſtrained by his landes. Eſſoyne lyeth not where any iudgemente is giuen therupon, if the turrours do come. Eſſoine lyeth not where the party was ſeene in the court. Eſſoine of Vltra mare lyeth not where an other tyme the party hath ben eſſoyned of Malo ueniendi. It lyeth not where the party hath eſſoined hym ſelfe an other daye. It lyeth not where the ſhyryffe was commaunded to make the partye to appeere. Eſſoine of Seruicio regis lyeth not where the party is a woman. It lyeth not in a writte of dower where it ſeemeth to be but a delaye of ryght. It lyeth not for that the playntiffe hathe not founde pledges of ſuite. It lyeth notte where the attourney was eſſoined. It lyeth not where the partye hath an attourney in his matter. It lyeth not where the eſſoyner confeſſeth that he is not in the kynges ſeruice. It lyeth not where the ſomons is not retourned, or the party not attached, for that the ſhyriffe hath retourned non eſt inuentus. It lieth not where the party an other tyme was eſſoyned de ſeruicio regis, that is to wyte ſuch a day, and nowe he hath not put in his warraunt. It lyeth not wher he was reſomoned in aſſiſe of mordancetour, or darreyne preſentment. It lyeth not bycauſe ſuche one is not named in the writ. It lyeth not where the ſhyriffe had a precepte to diſtrayne the partye for to come, by his landes and goodes. It lyeth not where the byſſhop was commaunded to cauſe the partie to appere. It lyeth not for that the terme is paſſed. And it is to be noted, that eſſoynes de ſeruicio domini regis, are allowed after the graund cape, pety cape, and after diſtreſſes taken vpon the landes and goodes.

¶ The ſtatute of Carlyl made the. xii. yere of Edwarde the ſeconde.

Fines leuied.

THe kyng vnto the iuſtices of his benche, greeting. Where as of late we haue ordeined that all ſuche fines as are to be leuied in oure court, be lawfully leuied whiche we wyll in no wiſe to be broken or to be adnulled of theyr power, we haue ſent vnto you our mynde in writinge fyrmely to be obſerued, that is to wyte that as well the parties demaundaunt or plaintiffe as the tenantes or defendantes that wyl yelde or knowledge right, of landes or tenementes vnto other

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in pleas of warranty, of chartour couenant and other wherupon fines are to be leuied afore you, before such fines do passe, the parties shall appere personally so that they? age, idiocie, or any other defaut being in them may be iudged and discerned by you. Prouided alwaye that if any person aged or decrepite, or impotent by casualty be so oppressed and holden that by no meane he is able to come before you in our court, then in suche case we wyll that two or one of you by assēt of the residue of the bench shal visite the party so diseased and shal receiue his recognisance upon the plea & fourme of plea that he hath in our court wherupon the same fine ought to be leuied. and yf there go but one he shal take with him an abbot, a priour, or a knight, a man of good fame and credence, and shal certefy you therof by record, so that al thinges incident to the same fine being examined by him or them, the same fines, according to our former ordinance may be lawfully leuied. yet we wyl not that any of our barons of the eschequer or our iustices shal admyt any attourneys but onely in pleas and matters that passe afore them in the bēches and in places where they be assigned by vs. And the same power of admitting attourneis we prohibite and deny to the clerkes and seruantes of the said barons and iustices. And do ordeyne that if any attourneies be admitted hereafter by any of ỹ persons aforesayd, they? admission shalbe of none effect. Reserued alway to the chauncellour for the tyme beyng his auctoritie in admittyng attourneis, according to whose discretion they shalbe admitted; and to our those iustices as heretofore hath ben obserued in ỹ admission of attourneys. we wyl also ỹ this our ordinance shal take effect and begynnyng at the vtas of the Trinitie next ensuyng. Gyuen in our parlyament at Carlyll the .xv. yere of our reigne.

Attourneyes.

¶ The kynges prerogatyue made the .xvii. yere of Edward the second.

Capi. i. warde. Knyghtes seruice.

OUr soueraygne lorde the kynge shall haue the warde of all the landes of suche as holde of him in chiefe by knyghtes seruyce, whereof the tenauntes were seased in their demeane as of fee atte the day of their death (of whom so euer they hold els by lyke seruice, so that they held of auncyent tyme any lande of the crowne) vntyll the heyre come to his lawfull age. excepte the fees of the archbyshop of Caunterbury, the byshoppe of Durham betwene Tine and Teese, fees of erles & barons in ỹ marches, where the kinges writtes do not lie, and wher of the said archbishops, byshops, erles, and barons ought to haue such wardes, though they held of the kyng in some other place.

Capi. ii. Mayage.

¶ Also the kyng shall haue the mayage of an heyre beyng within age and in his ward, whether the landes of such heyres haue appertayned to the crowne of auncient continuance, or that it came by reason of eschete beyng in the kinges handes, or that he had the mayage by reason of the warde of the lordes of suche heyres without any respect to the priorite of feffement, all be it they held of ohther.

Cap. iii. Prymer seasen.

¶ Also the kyng shal haue primer season after the death of suche as helde of him in chiefe of all landes and tenementes wherof they were seased in they? demean as of fee of what age that their heires be taking the issues of the same landes

landes and tenementes. vntyl inquisition be made (as the manet is) and vntyll he hath taken homage of suche heyres.

Cap. iiii. Wydowes. Dower.

¶ Also he shall assygne to widowes after the death of theyr husbandes that held of him in chiefe the dower that to them belongeth. &c. though the heires be of ful age (if the widowes wil) And such widowes before assignemẽt of their dower shal swere that they shal not mary them selues without the kinges license, whither the heires be of ful age or not. And if they mary without licẽce then the king shal take into his handes by way of distres al such landes and tenementes as they hold of him in dower vntyll he be satysfyed at his owne wyl, so that she shal take nothing of ẏ issues. &c. for after suche distresses they or their husbandes must fyne at the kinges wyll. And his wyll in the tyme of kyng Henry father of kyng Edward was estemed to the one yeres value of her dower, oneles they had the greater fauour. women that hold of the kyng in chief of what so euer age that they be, shal swere likewise that they shal not mary them selues without the kinges licence. And if they do their landes and tenementes shalbe taken in lyke maner in to the kinges handes, vntyll they haue satisfyed at the kynges wyl.

Women holdyng in chiefe

Cap v. Inheritaunce in chyefe.

¶ And if one inheritaunce that is holden of the kyng in chief discend to many partners then al the heires shal do homage to ẏ king, and the same inheritaunce so holden of the kyng shalbe deuyded amonge those heires, so that euery of them after that shall holde their parte of the kyng.

Cap. vi.

¶ If a woman (before the death of her auncestour that helde of the kynge in chiefe) be maryed before she be maryable, then the kynge shall haue the ward of the body of the same woman vntyll she be of age able to consent, and then she may chose, whether she wyll haue hym to whom she was fyrste maryed, or hym that the kyng wyll offer her. None that holdeth of the kynge in chiefe by knyghtes seruyce may alyene the more parte of his landes, so that the residue therof be not sufficyent to do his seruyce, excepte he haue the kinges lycence, but this may not be vnderstanden of membres and perceles of suche landes.

Alyenation.

Cap. vii Heriesauntes

¶ Of seriauntyes alyened without the kynges lycence the kyng hath bled to rate suche seriauntyes at a reasonable extent therof to be made.

Cap. viii Aduowsons.

¶ Of churches beynge vacant, the aduowsons wherof belonge to the kinge and other present to the same, wherupon debate aryseth betwene the kynge & other, if the king by award of the court do recouer his presentation though it be after the lapse of syxe monethes from the time of the aduoidance no time shal preiudyce hym, so that he present within the space of. vi. monethes.

Cap. ix. Idiottes.

¶ The kyng shal haue ward of the landes of naturall foles, taking the profyttes of them without wast or distruction, and fynd to them their necessaries of whose fee someuer that the landes be holden. And after the death of suche idiotes he shall render it to the ryght heyres. so that suche idiottes shall not alyen, nor theyr heyres shalbe disherited.

Cap. x. Mad men.

¶ Also the kynge shall prouyde, when any (that before tyme hath had his wyt and memoryp) happen to fayle of his wyt, as there are many per lucida interualla. i. by euident spaces that their landes & tenementes shalbe saufly kept

without

without waſt or diſtruction, and that they and theyr houſehold ſhal lyue and be conueniently maintepned with the profites of the ſame, and the reſidue beſydes theyr ſuſtentation ſhalbe kepte to theyr vſe to be delyuered vnto them when they come to right mynd. So that ſuche landes and tenementes ſhal in no wyſe be alienes. And the kynge ſhall take nothyng to his owne vſe, and yf the party dye in ſuche eſtate then the reſydue ſhalbe diſtribute for his ſoule by the aduyſe of the ordynary.

Ca. xi. Wrecke of the ſea.

¶ Alſo the king ſhal haue wrecke of the ſea throughe out the realme, whales and great ſturgeons taken in the ſea or els where within the realme, excepte in certaine places priuileged by the king.

Cap. xii. Eſchete.

¶ Alſo the kyng ſhall haue eſchetes of the landes of Normans, to whoſe fee ſoeuer they belong, ſaupng the ſeruyce appertaynynge to the chyefe lordes of the ſame fee. And this alſo is to be vnderſtanden where any inherytance diſcendeth to any that is borne in the parties beyond the ſea, whoſe auncestours were from the tyme of kynge John vnder the allegeaunce of the kynges of Fraũce, and not of the kinges of England, as late it happened by the barony of Monmouth after the deathe of John Monmouth whoſe heyres were of Britain and other places. King Henry by the foreſaid occaſiõ recouered many eſchetes of Normans landes out of the fees of other men, and gaue them to be holden of the chyefe lordes of the fee by ſeruices and cuſtomes due and accuſtomed therunto.

Cap. xiii.

¶ when any (that holdeth of the kinge in chiefe) dyeth and his heire entreth into the land that his auncestour held of the king the day that he dyed, before he hath done homage to the kyng and receyued ſeaſon of the kinge, he ſhall gayne no freehold therby, and yf he dye ſeaſed during that tyme his wyfe ſhal not be indowed of the ſame land, as it came late in vre by Maude doughter to the erle of Herford wyfe of Waunſel the marſhal, whiche after the deathe of William marſhal of England his brother toke his ſeaſon of the caſtel and maner of Scrogoyl and dyed in the ſame caſtell before he had entred by the kyng and before he had done homage to him. Wherupon it was agreed that his wife ſhuld not be indowed, bicauſe that her huſband had not entred by the kyng but rather by intruſion, how be it this ſtatute doth not meane of ſocage and other ſmall tenures.

Cap. xiiii. Eſchetes of the temporalties of byſhops.

¶ Alſo the kynge ſhall haue eſchetes of landes of the freholders of archebyſſhops and byſſhops, when ſuch tenauntes be attaynted for felony in time of vacation, whyles theyr temporalties were in the kynges handes, to gyue at his pleaſure, ſaupnge to ſuche prelates the ſeruyce that therto is due and accuſtomed.

Cap. xv.

¶ when our ſoueraygne lorde the kynge gyueth or graunteth land or a manour with the appurtenances without he make expreſſe mention in his bede or wryting of knyghtes fee, aduowſons of churches, and dowers when they fall belongyng to ſuche manours or landes, then at this day the kyng reſerueth to hym ſelfe ſuch fees, aduowſons, and dowers, all be it that amonge other perſons there ſhalbe impleaded no ſuch reſeruation.

Cap. xvi. Goodes of felons.

¶ Alſo the kyng ſhall haue the goodes of all felons attaynted, or that runne awaye

away where ſomeuer they be founde. And if they haue freholde then it ſhall be forthwith taken into the kynges handes. And the kyng ſhall haue al profyttes of the ſame by one yere and one daye, and the lande ſhalbe waſted and dyſtroyed in the houſes, woodes, gardeyns, and in all maner of thynges belongyng to the ſame lande, exceptyng men of certayne places pryuileged by the kyng therfore. And after the kyng hath had the yere, day, and waſte, then the lād ſhalbe reſtored to the cheſe lord of the ſame fee onleſſe ẏ he fyne before with the kyng for the yere the day, and the waſte. Neuertheleſſe it is vſed in the county of Glocester by cuſtome that after one yere and one daye the landes and tenementes of felons ſhall reuert and be reſtored to the next heyre to whom it ought to haue diſcended if the felony had not ben done. And in Kent in Gauelkynde, The father to the bought the ſonne to the plought. There all heires males ſhall deuyde their inheritaunce but women ſhall not make partyon with men. And a woman after the death of her huſband ſhalbe indowed of the mottie. And if ſhe commit fornication in her widowhead, or take an huſband afterward ſhe ſhall leſe her dower.

¶ The maner of doynge homage and fealty made the. xvii yere of kyng Edwarde the ſeconde.

Doing of homage and fealty.

When a free man ſhall do homage to his lorde of whome he holdeth in chiefe, he ſhal hold his handes togyther betwene the handes of his lorde and ſhall ſaye thus: I become your man from this day forthe for lyfe for member, and for worldly honour and ſhall owe you my fayth for the landes that I holde of you, ſauyng the faythe that I do owe vnto our ſoueraygne lorde the kynge and to myne other lordes.

¶ When a freman ſhall do fealtie to his lorde he ſhall holde his ryght hande vpon a boke, and ſhall ſay thus. Here you my lorde R. that I. P. ſhall be to you both faythfull and true, and ſhal owe my fidelytie vnto you for the land that I hold of you, and lawfully ſhal do ſuche cuſtomes and ſeruyces as my duety is to you at the termes aſſigned, ſo help me god and al his ſaintes.

¶ When a villayne ſhall do fealtye vnto his lorde, he ſhall holde his ryght hande ouer the boke, and ſhall ſay thus. Here you my lord A. that I. B from this day forth vnto you ſhalbe true and faythfull, and ſhall owe you fealtye for the lande that I hold of you in villenage, and ſhalbe iuſtyfyed by you in body and goodes, ſo help me god and al his ſayntes.

¶ The ſtatute for viewe of frankepledge, made the. xviii. yere of Edwarde the ſeconde.

Yfit you ſhall ſay vnto vs by the othe that you haue made if all the iurours that owe ſute to this courte, be comen and whiche not. And if al the chiefe pledges or their doſens be come and whiche not. And if all the doſens be in the aſſyſe of our ſoueraygne lorde the kynge and whiche not, and who receyued them, and yf there be any of the kynges villaynes fugityfe dwellyng otherwhere then in the

the kynges demeanes and of ſuche as be within the kynges demeanes and haue not abyden a yere and a day. And if there be any of the lordes villaines in frankepledge otherwhere then in this courte. Of cuſtomes and ſeruyces due to this courte withdrawen, howe and by whome and in what baylyffes tyme. Of purpreſtures made in landes, woodes, and waters to the annoyaunce, of walles, houſes, dykes and hedges ſet vp or beten downe to the annoyaunce. Of boundes withdrawen and taken awaye. Of wayes and pathes opened or ſtopped, of waters tourned or ſtopped and brought from their ryght courſe, of breakers of houſes and of theyr receyuours, of cõmon theues and of theyr receyuours, of pety bybbours as of geſe, hennes, or ſhewes, of theues that ſteale clothes or ſhefes, of ſuche as go in meſſage for theues, of ties leuyed and not purſued, of blodſhed and of frayes made, of eſcapes of theues or felons, of perſons outlawed not haunge the kynges warraunt, of wemen raunſched not preſented before the coroners, of clyppers and forgers of money, of treaſour founde, of the aſſyſe of breade and ale broken, of falſe meaſures as of buſſhelles, galons, yerdes and elles, of falſe balaunces, and weyghtes, of ſuche as haue double meaſure and bye by the great and ſell by the leſſe. Of ſuche as contynually haunt tauernes, and no man knoweth wheron they do lyue of ſuche as ſlepe by day and watche by nyght, and fare well and haue nothynge, of clothe ſellers and currours of lether dwellynge out of marchaunt townes, of ſuche as take churche or churchyarde and after departe without makynge laſſeſſe. Of perſons impryſoned and after lette go without maynpryſe, of ſuche as take doues in wynter by dorekalles or engyns. And of all theſe thynges you ſhall do vs to wyte by the othe that you haue taken.

¶ The ſtatute of pryſes.

THis artycle concernynge pryſes was made by kynge Edward father to our ſoueraygne lorde the kynge that nowe is amonge other artycles deuyſed by hym in lyke maner for the amendement of his people at his parlyament at weſtmynſter the. xxbiii. yere of his reygne, whiche artycle our ſoueraygne lorde the kynge wyleth to be kept to the profyte of his people vpon the peynes conteyned in the ſame artycle. For as moche as there is a great greuaunce in the realme and damage without meaſure by reaſon that the offycers of the kynges huſholde as well vpon alyens as denyzens make theyr pryſes there where they paſſe through the realme, and take the goodes of the people as well ſpyrituall as temporall without payenge any thynge or muche leſſe then the value. It is ordeyned from henſeforth that none ſhall make pryſes for the kynge through the realme, but the puruepours for the kynges houſe, and for pryſes that they ſhall make in the countre of meate and drynke and other neceſſary thynges for the houſe, they ſhall paye or agre with them, of whome the thynges were taken. And that al the kynges takers and puruepours ſhal haue from henſeforth their warraunt with them of the kinges great or pety ſeale conteinyng theyr power and the thynges, wherof they ſhal make pryſes or puruepaunces

Pryſes.

Puruepours.

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the whiche warraunt they shall shewe to them of whome they do make their pryses before they do take any thynge. And that suche takers or purueyours for the kyng shal not take any more then is necessary or nedeful for the kyng his housholde, and his children. And that they take nothynge for suche as be in wages, nor for none other, and that he shall aunswere fully in the wardrobe of the house without making any other where larges or liuerie of thinges taken for the kyng. And if any purueyour for the kynges house by warraunt hath made pryses otherwyse than is ympyted before, vpon complaynt made to the stewarde and to the treasourer of the kynges house the trueth shalbe inquered, and if he be attaynted therof, agrement shal be made to the playntyffe immedyatly, and he shal be put out of the kynges seruyce for euer, and shall remayne in pryson at the kynges pleasure. And if any make pryses without warraunt and doth carry them awaye agaynst the wyll of hym to whom the goodes dyd belonge, he shall be arrested forthwith by the towne where the pryse was made, and carryed vnto the next gaole, and if he be therof attaynted he shall be punyshed as he shulde be for felonye, if the value of the goodes do so requyre. Felony.

¶ Statutes vncertayne vvhan or by vvhom they vvere made.

¶ Articles agaynst the kynges prohibition.

VNder what fourme shal lay men purchase prohibitiõs generally vpon tythes, oblations, obuentions, redempng of penauces mortuaryes, vyolent handes laying on a clerke or lay brother and in causes of dyffamation, in whiche cases, spirituall penaunce must be enioyned. The kynge aunswered to these artycles that in tythes, oblatyons, obuentions, and mortuaryes when they be pleaded, as before is sayde the kynges prohibityon dothenot lye. And if a clerke or a person religyous do sell his corne beynge in his barne or other where to any man for money, if the pryse therof be demaunded afore a spyrytual iudge, the kinges prohybition doth lye, for by the sale the spirituall are become temporall and so tythes passe into cattelles. Also if debate hange in a spyrituall courte for the ryght of tythes hauyng his oryginal from the ryght of the patronage and the quantitie of the same tythes do passe the.iii. parte of the value of the benefyce a prohibition shall lye. Also if a prelate enioyned penaunce pecuniarye to any man for his synne, if the money be demaunded afore prelates a prohibition shal lye. Also if any lay vyolent handes on a clerke or laye brother, for the peace broken amendes shal be made, before the kyng, and for the excommunycation before a bysshop or prelate. And if a corporal penaunce be enioyned whiche the offendour wyll redeme by gyuynge money to the prelate or to the party greued a prohibition shall not lye. In causes of dyffamation prelates may frely correcte, the kynges prohibition not withstandyng fyrste enioynyng a corporall penaunce whiche if the party wyll redeme, the prelate may lawfully receyue the money, though a prohibition be shewed.

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THe assise of breade shall be kepte accordyng as it is conteyned in the writyng of the marshalcye of our soueraygne lorde the kyng delyuered vnto them after the sale of wheate, that is to wyte the better the worse and the worste. And as well wastell breade as other of what sorte so euer they be shalbe waied accordyng as it is sayd of the sale of the meaner wheate, neyther shal the assyse or weyght of wheate be chaunged, more then syxe pence increasynge or decresynge as it is in the sellyng of the quarter. Capi. i.

¶ A baker, if his breade be founden a ferthynge weyght lackynge in. ii. s. vi. d. or vnder shalbe amerced, and if it passe the same number, he shall suffer punyshment of the pyllory which shal not be remytted, neyther for golde nor syluer. And euery baker shal haue a marke of his owne for his breade. Cap. ii.

¶ Euery pyllory or stretchenecke must be made of conuenyent strength, so þ execution may be done vpon offenders without peryl of theyr bodyes. Cap. iii.

¶ The tolle at Wyne shalbe taken accordynge to the custome of the lande and accordynge to the strength of the watercourse, eyther to the. xx. or. xxiiii. corne. And the measure wherby the tolle must be taken, shall be agreable to the kynges measure, and tolle shalbe taken by the tase, and not by the heape or cantell. And in case that the fermours fynd the myners theyr necessaries, they shal take nothyng besydes their due tolle. And if they do otherwise, they shalbe greuously punyshed. Cap. iiii.

¶ The assise of wyne shall be kepte, accordyng to the assyse of our soueraine lorde the kynge, that is to wyte a galon at. xii. d. And if the tauerners excede the same assyse, theyr doores shall be shutte vp the Mayre, and bayliffes, and shal not be suffered to sel wyne, vntyl they haue obteyned lycence of the kyng. Cap. v:

¶ The assyse of ale shall be assessed proclaymed and kepte accordynge to the pryce of the corne wherof the malte is made. And the brouer shal not increase more in a galō, but accordyng to the rate of. vi. d. rising in a quarter of malte. And if he breake the assyse, the fyrst, seconde, and thyrde tyme he shall be amerced, but the fourthe tyme he shall suffer iudgement of the pyllorye without redemption. Cap. vi.

¶ A butcher that selleth swynes flesche mezelde, or flesche dead of the morryn, or that byeth flesche of Jues, and selleth the same vnto chrystyanes, after he shalbe conuycte therof, for the fyrste tyme he shall be greuously amerced, the seconde tyme, he shall suffer iudgement of the pyllory, and the thyrde tyme he shall be imprysoned and make fyne. And the fourth tyme he shall forswere the towne. And in this maner shall it be done of all that offende in lyke case. Cap. vii.

¶ The standerde of bussheles, galons and elnes shall be sygned with an yron seale of our soueraygne lord the kyng and sauf kepte vnder the peyne of an hundred. li. And no measure shall be in any towne, onles it do agre with the kynges measure, and marked with the seale of the chyefe towne. If any do sell or bye by measures vnsealed and not exampned by the mayre or baylyffes, he shall be greuously amerced. And all the measures of euery towne Cap. viii

bothe

both great and smal shall be bewed and crampned twyse in a yere. If any be conuycte for a double measure, that is to wyte a greater for to bye with, and a small to sell with, he shall be imprysoned for his falshod and shall be grewously punysshed.

Cap.ix. ¶ The standard bussheles and elles shalbe in the custodie of the mayre and bailliffes and of syxe lawfull persons of the same towne beyng sworne, before whom all measures shalbe sealed. No maner of grayne shall be solde by the heape or cantell, except it be otes malte and meale.

Cap.x. Forstalles. ¶ But specyally be it commaunded on the behalfe of our souerayne lord the kynge, that no forstallour be suffered to dwell in any towne whiche is an open oppressour of pore people and of al the comynaltie, and an enemye of the hole shyre and countre whiche for gredynes of his pryuate gayne bothe preuent other in byeng grayne, fysshe, bearynge, or any other thynge to be solde commyng by lande or water oppressynge the pore and deceyuyng the ryche, whiche caryeth awaye suche thynges entendynge to sell them more dere. The which come to marchantes straungers that bryng marchandyse, offering the to bye, and informyng them that theyr goodes myght be derer sold then they intended to sell, and an hole towne or a countre is deceyued by suche crafte and subtyltie. He that is conuycte therof, the fyrst tyme shalbe amerced and shall lese the thyng so bought, and that accordyng to the custome and ordynaunce of the towne, he that is conuycte the seconde tyme, shall haue iudgement of the pyllory. At the thyrde tyme he shalbe imprysoned and make fyne, the fourth tyme he shal abiure the towne. And this iudgement shalbe gyuen vpon all maner of forstallours, and lykewyse vpon them that haue gyuen them counsell, helpe, or fauour.

¶ An ordynaunce for measures.

Measures. BY the consent of the hole realme of Englande the measure of our souerayne lorde the kynge was made, so that an englysshe peny, called a sterlyng, rounde and without any clyppynge, shal waye xxxii. wheate cornes in the myddes of the eare, and xx.d. shall make an ounce, and xii. ounces, i. li. and viii. li. shall make a galon of wyne, and viii. galons of wyne shal make, i. busshel London, which is the viii. parte of a quarter.

Ounce. Pounde. Galon. Bussell.

STATVTES MADE AT VVESTMINSTER IN THE FIRST YERE OF THE REIGNE of the noble kynge Edvvard the thirde.

WHERE AS HVGHE SPENSER the father and Hughe Spenſer the ſonne, late at the ſuyte of Thomas than erle of Lancaſter and of Leyceſter, and ſtewarde of Englande, by the common aſſent and awarde of the peeres and commons of the realme, and by the aſſente of kynge Edwarde father to our ſoueraygne lorde the kynge that nowe is, as trayteours and enemies of the kynge and of his realme, were exiled, diſherited, and baniſhed out of the realme for euer, And afterward the ſame Hughe and Hughe by euyll councell which the kynge had taken of him, without the aſſent of the peeres and cõmunes of the realm, came againe into the realme. And they with other procured the ſayde kynge to purſue the ſayd erle of Lancaſter, and other greate men and people of this realme, in which purſuyte, the ſayd erle of Lancaſter, and other gret men and people of the realme were willingly dead and diſherited, and ſome outlawed, baniſhed, and diſherited, and ſome diſherited and impriſoned, and ſome raunſomyd and diſherited. And after ſuche miſchief, the ſayd Hughe and Hughe, maiſter Robert Baldok, and Edmond late erle of Arundel vſurped to them the royal power, ſo that the kinge nothinge dyd nor wold do, but as the ſayd Hughe and Hughe, Roberte, and Edmonde erle of Arundell dyd councell him, were it neuer ſo great wronge, duringe whiche vſurpation, by dures and force againſt the wyl of the cõmunes, they purchaſed lãdes aſwel by fines leuied in the court of the ſayd kinge Edward, as otherwiſe. And where as after the deth of the ſayd erle of Lancaſter, and of other great men, our ſoueraygne lorde the kinge that now is, and dame Iſabel queene of England his mother, by the kinges wyll and cõmen councell of the realme, went ouer into Fraunce, to treate a peace betwene the two realmes of Englande and Fraunce, vpon certayne debates then moued: The ſayd Hughe and Hughe, Robert, and Edmonde erle of Arundell contynuynge theyr miſchief, encouraged the ſayde kynge Edwarde againſt our ſoueraygne lorde the kinge that now is his ſonne, and the ſayd queene his wife, and by the royal power which they had to them encroched, as afore is ſaid, procured ſo moch greuance by thaſſent of the ſayd kinge Edward, to our ſoueraine lorde the kinge that now is, and the queene his mother, then beinge beyonde the ſea: that they remained as forſaken of the ſayd kinge Edward, and as exiled from this realme of Englande. wherfore it was neceſſary for our ſoueraine lorde the kinge that now is, and the queene his mother, being in ſo great ieopardy of them ſelfe, in a ſtrange countrey, and ſeyng the deſtruction, domage, oppreſſions, and diſheriſons whiche were notoriouſly done in the realme of England, vpon holy church, prelates, erles, barons, and other gret men and the cominalty, by the ſaid Hughe and Hughe, Robert, and Edmonde erle of Arundell by thencrochinge of ſuche royall power to them, to take as good councell therin as they myght. And ſeynge they myght not remedie the ſame, oncleſſe they came into England with an army of men of warre, And by the grace of god with ſuche puiſſaunce and with the helpe of great men and the communes of the realme, they haue vanquyſhed and diſtroyed the ſaid Hughe and Hughe, Robert, and Edmond. wherfore our ſoueraine lorde kinge Edwarde that now is, at his parliament holden at

Exyle.

weſtminſter, at the tyme of his coronation on the morow after Candelmas, in the firſt yere of the regne, vpon certaine petitions & requeſtes made to him in the ſaid parliamẽt, vpon ſuch articles aboue rehersed, by the cõmune councel of the prelates, erles, barons, and other gret men, and by the cõmunalty of the realm there being by his cõmandemẽt, hath prouided, ordeined and ſtabliſhed in formefolowing.

Ca.i. Fyrſt that no great man nor other of what eſtate, dignitie, or condition he be, that came with the ſayd kynge that now is, and with the queene his mother into the realme of Englande, nor none other, than dwellinge in England that came with the ſayd kynge that now is, and the queene, in ayd of them to purſue theyr ſayd enemies, in which purſuite the kinge his father was taken and put in warde, and yet remaineth in warde: ſhall not be empeched, moleſted, nor greued in perſon nor in goodes, in the kinges court, nor other court for the purſuite of the ſaid kinge, takinge and withholding of his body, nor purſuite of any other nor takinge of their perſons, goodes, nor deth of any man, or any other thinges perpetrate or committed in the ſayd purſuite, from the day that the ſaid kinge and queene dyd arriue, tyll the day of the coronation of the ſame kinge. And it is not the kynges minde, that ſuche offenders that committed any treipas, or other offence out of the ſayd purſuite, ſhuld go quite or haue auauntage of this ſtatute, but they ſhall be at theyr anſwere for the ſame at the lawe.

purſuites.

Ca.ii. ¶Item that the repele of the ſayd exyle, whiche whas made by dures and force be adnulled for euermore. And the ſame exyle made by a warde of the peres and the cõmunes by the kinges aſſente as afore is ſayd, ſhall ſtande in his ſtrength in all pointes, after the tenure of euery article therin conteined.

Exyle.

Ca.iii. ¶Item that the executours of the teſtament of all thoſe that were of the ſame quarell ded, ſhall haue actions and recouer the goodes and cattalles of them beinge of the ſayd quarell whoſe executours they be, as they of the ſame quarell ſhulde. And that fynes, ſales, and gyftes of lande and recogniſaunces of dettes after the tyme of the exyle of the ſayde Hughe and Hughe, made by force and dures to the ſayd Hughe and Hughe, Edmonde erle of Arundell, Robert Baldocke, and water Stapleton late biſhop of Exceter, or to any of them, be defeted. It is alſo agreed and ſtablyſſhed that if any man wyll by way of action, defete any fyne, ſale or gyfte of land, and recogniſaunces of dettes, made by force or dures to the ſayd perſons as aboue is ſayd: he ſhall haue a writ out of the chauncery to cauſe the tranſcript of the fote and of the fyne, and the tenure of the recogniſaunce to be had before the kynge and his iuſtices, aſſigned to holde pleas before the kinge with .ii. biſhops .ii. erles & .ii. barons aſſociat vnto them, or els of euery eſtate one, to warne the tenaunt of the lande, wherof ſuch fine is leuied or gifte or ſale made. And if it be founde in the kinges court by confeſſion of the partie, or by a lawfull enqueſt to be taken, that ſuche fyne ſale or gifte was leuied or made by dures of impriſonment, or els for feare of deth: it ſhall then be defeted. And execution to be made for the plentiffe as parteyneth by reſtitution of landes and tenementes, beinge in other mennes handes than the kinges. And lyke proces ſhalbe made of landes beinge in the kinges handes, wherof fynes be leuied to warne the kepars of the ſayde landes. And in caſe where any wyll demaunde lande by the commune lawe, and ſuche fyne or dede be pleded in barre of his demaunde, then it ſhall be done as hathe ben vſyd in tymes paſte where a relees or quite clayme hath ben pleaded in barre, of ſuche actions betwene the parties, or impriſonment hath bene alledged. But it is not the mynde of the kinge nor of his councell, hat they whiche haue ſolde theyr landes, and releſſed or quite claymyd of theyr

Force & dures.

owne

owne free will, shuld haue any benefyt by this statute.

¶ Item it is accorded in amendement of the lawe, that when any recorde commeth into the kynges court by writ of false iudgement, in case where the party alledgeth that the recorde is otherwise, than the court doth recorde the same: the auerrement shalbe receiued of the good countrey, and of them whiche were present in the court when the recorde was made, if they do come: and by other of the countrey by the shiryffes retourne. And if they come not, the enquest shall be taken by the good countrey. Ca iiii. Recordo.

¶ Item it is prouided, that from henssorth agaynst the fals retournes of bailiffes of fraunchises, whiche haue full retourne of writes, a man shall haue auerrement, and recouer aswell agaynst them, as agaynst the kynges shiryffe: aswell of to lytle issues retourned, as in other cases, so that it falleth not in preiudice of the lordes, nor in bleamishe of their fraunchise. And that the estate of holy church be alwaies saued. And that all the punishment fall onely vpon the bayliffes by punishment of their bodies, if they haue not wherof to answere. Ca.v. Auerment.

¶ Item it is prouided that for the great mischifes domage and distruction that hath happened to diuers persons, aswell of holy church, as of other, by the fals othes of iurours in writes of trespas: from henssorth a writ of attaynt shall be graunted aswel vpon the principall, as vpon the damages in suche writ of trespas. And that the chaunceller whiche shalbe for the tyme, shall haue power to graunt such writes of Atteyntes without spekinge therfore to the kynge. And in such and al other cases of Atteyntes the iustices shall not let to take the Atteyntes for the damages not payed. Ca.vi. Attaynt.

¶ Item to eschue the damage and distruction that often doth happen by shiriffes taylours, and kepars of prisons within franchises and without, whiche hath pained their prisoners, and by such euil meanes compel and procure them to be come appellours, and to appeale harmeles and giltles people, to thentent to haue raunsome of such appealed persons, for feare of imprisonment or other cause: The iustices of eyther benche, and iustices of assises and gayoldeliuery, shall by force of this statute enquire of such compulsions punishmentes and tourmentes, and here the complayntes of all them that will complain by byll. And to here and determyne such playntes aswel at the suite of the partie, as at the kinges suite. Ca.vii. Jayloure.

¶ Item where as diuers people be disherited raūsomed and vndone by the chief kepars of the forestes on this side Trent and beyond, and by other mynisters, against the fourme of the statute of the great chartre of the forest, and against the declaration made by kynge Edwarde sonne of kinge Henry in forme folowynge, that is to say: we wyll and graunte for vs and our heyres, that for any trespas done in the forest of vert and venison: That the foresters in whose bailiwike such trespas shalbe committed, shall present the same treaspasses, at the next swainymote before the forresters, verders, regarders, agisters, and other ministers of the same forest. And that such presentment be made befor the said forresters, verders, regarders, agisters and other ministers aforesaid, aswel by the othes of knightes as of other discret and lauful men and not suspicious, of the parties ioynnge or nere, where such offeces shalbe preseted, and where the trouth may best and most clerely be knowen: And the trouth perfitly knowen, than such presentmentes by the comune assent and consent of all the said ministers shalbe solemnly writen and with their seales ensealed. And if any enditment be in any other maner made: the same shalbe void. And therfore bycause the chief wardens of the forestes hath not obserued the same forme hitherto: It is agreed and ordeined, that from henssorth Ca.viii. Offences in forestes.

no man ſhalbe taken nor impriſoned for vert nor veny ſon, onles he be taken with the manour, or elſe endited after the fourme before ſpecified. And then the chiefe warden of the foreſt ſhall let hym to maynpriſe, tyll the Eyre of the foreſt, without any thinge takunge for his delyueraunce. And if the ſayd warden wyll not ſo do, he ſhall haue a writ out of the chauncery, whiche hath ben in olde tyme ordeyned for ſuche perſons endited, to be at maynpriſe tyll the Eyre. And if ſuche warden after he hath receyued the writ, do not incontinently delyuer ſuche perſons endited, to maynpriſe without takynge any thinge: then the plentiffe ſhall haue a writ out of the chauncery to the ſhiriffe to attache the ſayd warden, to be before the kynge, at a certaine day to anſwere, wherfore he hath not repleuyed him that is ſo taken. And the ſhiriffe the verdours being called to him, ſhal delyuer him that is ſo taken by good mainprile, in the preſence of the verdours, and ſhall delyuer the names of the mainpernours to the ſame verdours, to anſwere in the Eyre of the iuſtices. And if the chief warden be therof attainted, the plentiffe ſhal recouer his treble damages, and the ſayd warden to be committed to priſon, and raunſomed at the kinges wyl. And from henſforth it ſhalbe writen to them as to the chief wardens of the foreſt, bycauſe they may not be iuſtices nor to haue any recorde. Datyd at weſtmynſter the .vii. day of Marche, in the firſt yere of our regne.

¶ An other ſtatute made in the ſayd firſt yere of kynge Edward the third.

TO the honour of god and of holy churche, and to the redreſſe of the oppreſſions of the people: kynge Edwarde the thirde at his parlyament holden at weſtmunſter after the Purification of our lady, in the fyrſt yere of his regne, at the requeſt of the comunalty of his realme, by their petition made before him and his councel in the parliament, by aſſent of the prelates, erles, barons & other gret men aſſembled at the ſaid parliament, hath graunted for him and his heires for euer theſe articles vnder writen.

Ca.i. Chartre.

FYrſt that the great chartre of the liberties, and the chartre of the foreſt be obſerued and kept in euery article. And that the olde perambulations of the foreſt in the tyme of kynge Edward graundfather to the kynge that nowe is, be from henſforth holden in lyke forme, as it was then riden and bounded. And ther vpon a chartre to be made to euery ſhyre where it was riden and bounded. And in ſuch places where it was not bounded, the kinge wyl that it ſhalbe bounded by good men and laufull, and that a chartre be therypon made as afore is ſayd.

Ca.ii. Houſbote and hepbote.

¶ Item euery man that hath any wood within the foreſt may take Houſbot and Heybote in his ſayde woode, without beynge attached for the ſame by any mynyſters of the foreſt, ſo that he do the ſame by the vertue of the foreſters. And bycauſe before this tyme in the tyme of kynge Edward father to the kinge that now is, he by euyll councellers cauſed to be ſeyſed into his handes the temporalties of dyuers byſhops, with al their goodes and cattalles therin founde without any cauſe, and the ſame held in his handes by a longe ſeaſon, and contynually therof toke the profites, to the gret damage of the ſame biſhops, waſtes and diſtructions of all their cattalles, maners, parkes, and woodes: The kynge wyll and graunteth that from henſforth it ſhall not be done.

Temporalties of biſhops.

Ca.iii. pardon.

¶ Item where as kinge Edward father to the king that now is, in times paſt had pardoned his people of all iſſues and amerciamentes, tyl the .xx. yere of the regne of his father, & afterward without hauing regard to the ſaid pardō, the ſaid iſſues and amercyamentes haue ben leuied to the gret damage of the people: The kynge

wyll

wil that as touchinge the same issues and amerciamentes, his fathers graunt shal be executed. And that the Jewes dettes be also pardoned.

¶ Item for the ease of the people which hath ben before this tyme greued by outrageous leuyenge of the kinges dettes: The kinge wyll and graunteth that the treasorer and barons of the escheker may determine and ordeine euery det due to the kinge to the summe of. CCC. li. accordinge to the estate of the dettours, sauing alwaies their countenaunce. And that they shal not charge the shiriffes, bayliffes of lyberties, nor none other accomptantes in the escheker to leuy any summe of any person, if he do charge hym of asmoche as he may leuy by his othe, withoute abatinge the dettours countenaunce, but the answerers of the shyryffes and of other mynysters shall be taken accordynge to the poynte of theyr othes. Ca.iiii. Kynges dettes.

¶ Item the kynge wyll that no man from henssorth shalbe charged to arme hym selfe, otherwise than he was wont in the tyme of his progenitours kynges of Englande. And that no man be compelled to go out of his shire, but where necessite requireth and sodeyn comminge of straunge enemies into the realme. And then it shalbe done as hath ben vsed in times past for the defence of the realme. Ca.v. Armour.

¶ Item bycause the communes hath felt great grief where as they graunted any ayd to the kynge of their goodes, and certayne were assined to taxe theyr goodes, and the taxers haue leuyed the same taxe, and yelded their accompt for the same at the escheker, and there payd the money: Justices haue ben assigned afterward to enquire vpon there doinges, whiche iustices haue taken raunsoms and fines of the taxers and other, by colour of theyr commissions, to the great oppression and empouerisshinge of them: the kynge wyll that from henssorth they shall be taxed after the olde maner, and not otherwyse. Ca.vi. Taxers.

¶ Item where as commissions haue ben awarded to certeyne people of shires, to prepare men of armes, and to conuey them to the kynge into Scotlande or Gascoyn, or elsewhere at the charge of the shires: The kyng hath not before this time gyuen no wages to the sayd preparers and conueyers nor souldiours, whom they haue brought, wherby the comunes of the countyes haue ben at great charge and moche empouerisshed: The kynge will that it shalbe so done no more. Ca.vii. Mē of armes

¶ Item whereas some of the realme hath greuously complained, that they be greued by shiriffes, naminge them selfe the kynges approuours, which do take money by extortion for beawpleder: The kynge wil that the statute of Marlebridge shall be obserued and kepte in this point. Ca.viii. Shiriffes. Beawpleder.

¶ Item the kinge will that cities, burghes, and fraunchised townes, shall enioy their fraunchises customes and vsage as they ought and were wont to do. Ca.ix. Fraunchises.

¶ Item where as archebyshops, byshops, abbottes, priours, abbesses and prioresses, hath ben before this tyme sore greued by the kynges desires and his progenytours, whiche hath desired them by great thretes, for theyr clerkes and other seruantes, for great pensions, prebendes, churches, & corrodies, so that they might nothinge giue nor do to such as had done them seruice, nor to theyr frindes, to their gret charge and damage: The kinge graunteth that from henssorth he wil no more suche thinges desire, but where he ought. Ca.x. Requestes.

¶ Item the comunes doth greuously complaine, that when diuers persons aswell clerkes as lay people, hath ben endited before the shiriffes in theyr tournes, and afterward be delyuered by enquestes procured before the iustices: after theyr deliueraunce they do sue in the spirituall court agaynst such enditours, surmisinge agaynst them that they haue defamed them, to the great damage of the enditours wherfore many of the people in the shyres be in feare to endyte suche offenders: Ca.xi. Enditours.

The kynge wyl that in ſuch caſe euery man that feleth hym ſelfe greued therby, ſhal haue a prohibition fourmed in the Chauncery vpon his caſe.

Ca.xii. ¶ Item where as diuers people of the realme, complaine them ſelfe to be greued by that that landes and tenementes, which be holden of the kynge in chiefe, and alyened without his lycence, haue ben ſeyſed heretofore in the kynges handes, and holden as forfeyt: The kynge ſhall not holde them as forfayt in ſuche caſe, but wyll and graunt that from henſeforth of ſuche landes and tenementes ſo alyened, there ſhalbe a reaſonable fine taken in the Chauncery by due proces.

Alienation.

Fyne.

Ca.xiii. ¶ Item where as diuers haue complained that they be greued by reſon of purchaſynge of landes and tenementes, which haue ben holden of the kynges progenytours that nowe is, as of honours, and the ſame landes and tenementes haue ben taken into the kinges handes, as thoughe they had ben holden in chiefe of the kynge, as of his crowne: The kynge wil, that from henſforth no man be greued by any ſuche purchace.

Purchaſe.

Ca.xiiii. ¶ Item bycauſe the kynge deſyreth that commune ryght be myniſtred to all perſonnes, as well poore as ryche: he commaundeth and defendeth, that none of his councellers, nor of his houſe, nor none of his other miniſters, nor no great man of the realme by hym ſelfe, nor by other, by ſendynge of letters nor otherwyſe, nor none other in this lande greate nor ſmall, ſhall take vppon theym to mayntayne quarelles nor partes in the countrey, to the lette and purturbaunce of the commune lawe.

Quarelles.

Ca.xv. ¶ Item where as many in this realme in the tyme of the kynges father that nowe is, by meanes of his falſe and euyll councellers, haue men enryched by dures to bynde them ſelfe by writynge to come to the kynge with force and armes when ſo euer they ſhulde be ſent for, vpon peyne of lyfe and lymme, and to forfayt all that euer they myght forfayte: by vertue of whiche writynges dyuers of this lande haue ben often diſtroyed: The kynge conſyderynge that ſuche writynges were made to the kynges diſhonour, ſythens that euery man is bounde to do to the kynge, as to his liege lorde, all that pertayneth to hym without any maner of writynge: wyll that from henſforth no ſuche writynge be made. And that ſuche as be made, by the ſyght of the chaunceller and treaſorer ſhalbe ſhewed to the kynge, and the kynge ſhall cauſe all ſuche as be made againſt right and reaſon to be cancelled.

Writinges.

Ca.xvi. ¶ Item for the better kepinge and maintenaunce of the peace: The kinge wil that in euery county good men and lauful, which be no mainteners of euyll nor baretours in the countrey, ſhalbe aſſigned to kepe the peace.

Iuſtices of peace.

Ca.xvii. ¶ Item the kynge commaundeth that the ſhyryffes and baliffes of fraunchiſes, and all other that take endytementes in theyr tournes, or elles where, where as they ought to be made: ſhall take ſuche endytement by rolle endented, whereof the one parte ſhall remayne with the endytours, and the other parte with hym that taketh thenqueſte. So that the enditementes ſhall not be embeſiled as they haue bene in tymes paſte. And ſo that one of the enqueſte maye ſhewe the one parte of the indenture to the Juſtices, when they come to make delyuerounce.

Endytementes.

Here

Here beginneth the statute made at Northampton, in the seconde yere of the regne of kynge Edwarde the thirde.

YOr soueraigne lorde kynge Edwarde the thirde after the conqueſt, at his parliament holden at Northamton at the. iii. wekes of Eſter in the ſeconde yere of his regne, deſyringe that the peace of his lande, and his lawes and ſtatutes ordeyned and vſed before this tyme may be kept and mayntayned in all pointes, to the honour of god and of holy church, and to the comun profit of the people, by aſſent of the prelates, erles, barons, and other great men, and all the comunaltie ſummoned to the ſame parliament: hath ordeyned and eſtabliſſhed in the ſayd parliament theſe thinges vnderwritten in forme folowinge.

FYrſt that the greate chartre and the chartre of the forreſt be obſerued in all poyntes. Ca. i.

Chartre.

CItem where as offenders haue ben greatly encouraged, by cauſe that charters of pardon haue ben ſo ſwyftly graunted in tymes paſt of manſlaughters, robberies, felonies, and other treaſpaſſes agaynſt the peace: It is ordeyned and enacted, that ſuche charters ſhall not be graunted, but onely where the kinge may do it by his othe, that is to ſay, where a man ſleeth an other in his own defence, or by miſfortune. And alſo they haue ben encowraged bycauſe that the iuſtices of gaoildeliuery, and of oyer and terminer, haue ben procured by great men, againſt the fourme of the ſtatute made in the. xxvii. yere of the regne of kinge Edwarde graundfather to our ſoueraygne lorde the kinge that now is. wherin is conteined, that iuſtices aſſigned to take aſſiſes, if they be lay men, ſhall make deliueraunce. And if the one be a clerke, and the other a lay man: that the lay iudge with an other of the countrey aſſociat to him, ſhall delyuer the gaoyles: wherfore it is enacted, that ſuche iuſtices ſhall not be made againſt the forme of the ſayd ſtatute. And that the aſſiſes, atteintes, and certifications be taken before the iuſtices comunly aſſigned, which ſhuld be good men and lawfull, hauynge knowlege of the lawe, and none other, after the fourme of an other ſtatute made in the tyme of the ſayd kynge Edwarde the fyrſte. And that the oyers and terminers ſhall not be graunted, but before iuſtices of the one benche or the other, or the iuſtices errauntes, and that for great hurt or horrible treſpaſſes, and of the kynges eſpecyal grace, after the forme of the ſtatute therof ordeyned in the tyme of the ſayd graundfather and none otherwiſe. Ca. ii.

Charters of pardon.

Oyer and terminer.

CItem it is enacted that no man great, nor ſmall of what condition ſo euer he be, except the kinges ſeruauntes in his own preſence, and his miniſters in executinge of the kinges preceptes or of theyr office, and ſuche as be in their companie aſſiſtinge them, and alſo vppon a crye made for armes to kepe the peace, and the ſame in ſuch places where ſuch actes happen, be ſo hardy to come before the kinges iuſtices, or other of the kinges miniſters doynge their office, with force and armes, nor bring no force in affray of the peace, nor to go nor ride armed by night nor by day in fayres, markettes, nor in preſence of the iuſtices or other miniſters, nor in no parte els where, vpon peyne to forfeyt their armour to the kinge, and their bodies to priſon at the kinges pleaſure. And that the kinges iuſtices in their preſens, ſhiriffes and other miniſters in theyr baylywekes, lordes of fraunchiſes and theyr bailiffes in the ſame, and maires and bailiffes of cities and boroughes within the ſame cities and boroughes, and borougholders and wardeins of the peace within their wardes, ſhall haue power to execute this acte. And that the iuſtices Ca. iii.

Force and armes.

Justices assigned at their comminge down in to the countrey, shall haue power to enquire how suche officers and lordes haue exercised theyr offices in this case, and to punishe them whome they finde that haue not done that that partayned to theyr office.

Ca.iiii. ¶Item bycause the peace can not be well kepte without good ministers, as shyrifes, baylyffes, and hundreders which ought to do execution as well of the kinges prauntees as of other thinges towchinge our soueraygne lorde the kynge and his people: It is ordeyned and establisshed that the statute made in the tyme of kynge Edwarde father to the kinge that nowe is, at Lyncolne, conteynynge that shiriffes, hundreders, and baylyffes shall be of suche people, as haue landes in the same shires or baylywekes: shalbe obserued in all pointes after the fourme therof. And that shiriffes and baylyffes of see shall cause their counties and bailiwikes to be kepte by suche as haue landes therin.

Shyriffes. Baylyffes.

Ca.v. ¶Item where it was ordeyned by the statute of westminster seconde that those that wyll deliuer theyr writes to the shiriffe, shall deliuer them in the full countye or in the ryer countye, and that the shiriffe or vndershiriffe shall therupon make a bill: It is accorded and establisshed that at what tyme or place in the county, a man dothe deliuer any writ to the shiriffe or vndershiriffe, that they shall receiue the same writes, and make a bill, after the fourme conteyned in the same statute, without takinge any thinge therfore. And if they refuse to make a bill, other that be present shall set to theyr seales. And if the shiriffe or vndershiriffe do not retourne the sayd writes, they shalbe punished after the fourme conteined in the same statute. And also the iustices of assises shall haue power to enquire therof at euery mannes complaynt, and to awarde damages, as hauinge respect to the delay and to the losse and peryll that might happen.

Writtes.

Ca.vi. ¶Item as to the kepinge of the peace in tyme to come: it is ordeined and enacted that the statutes made in times past with the statute of winchester shalbe obserued and kepte in euery point. And where it is conteined in the ende of the saide statute of winchester, that the iustices assined shal haue power to enquire of the defautes, and to repoꝛt to the kinge in his parliament, and the kinge to remedy it, which no man hath yet sene: the same iustices shall haue power to punishe the disobeyers and resisters.

Peace.

Ca.vii. ¶Item as to the punishment of felonies, roberies, manslaughters, trespasses, and oppressions of the people committed in times past: it is accorded that our soueraigne lorde the kinge shall assigne iustices in diuers places of his lande within the kinges benche and els where, as it was done in the time of his saide graundfather of great men of the lande, which be of great power, with some of the iustices of the one benche or of the other, with other lerned men in the lawe, to enquire as well at the suite of the partie, as at the kinges suite, and to here and determine all maner of felonies, roberies, manslaughters, theft, oppressions, conspiracies, & greuaunces done to the people ageinst the lawe, statutes, and customes of the lande, as wel by the kinges ministers, as by other what so euer they be, and that as well within fraunchises as without. And also to enquire of shiriffes, corroners, vndershiriffes, hundreders, baylyffes, constables, and all other ministers within lyberties and without, and of their vndermynysters. And to here and determyne at the kynges suite and also the parties. And our soueraigne lorde the kinge, and all the greate men of the realme in the full parlyament, hath taken vpon them to maintayne and kepe the peace. And they and theyrs to saue the kinges iustices, and ayd the where they come, so that the iudgment and executions be not let, but executed. And that

Oyer and terminer.

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the offenders be not hyd by them nor maynteyned priuely nor appertly. But the entent of the kynge and of his counsell is not, that by this acte any preiudyce shulde ensue to the great men of the lande hauynge lyberties, nor to the citie of London, nor to other cities, nor burghes, nor to the syue portes in the right of theyr fraunchise.

Ca v iii. Cease.

¶ Item it is accorded and estably shed, that it shall not be commaunded by the great seale nor the lytle seale, to distourbe or delay commune right. And thoughe suche commaundementes do come: the iustices shal not therfore ceasse to do right in any poynte.

Ca. ix. Staple.

¶ Item it is enacted, that the staples beyond the sea and on this side, ordeined by kinges in tymes past, and the peynes therypon prouided, shal ceasse: And that all marchauntes straungers and prayy may go and come with theyr marchaundises unto Englande after the tenure of the great chartre, and that writes be therypon sent to all the shiriffes of Englande, and to maires and baylyffes of good townes where nede shall require.

Ca.x. pardon.

¶ Item where as kynge Edwarde, father to the kynge that now is, dyd pardon his people of issues and amerciamentes, that were forfeyt tyll the. xx. yere of the regne of his father, graundfather to the kynge that now is: The kinge for ease of his people, hath pardoned al the fines that haue ben made in the chauncery for to haue writes tyll the. xx. yere aforesayd.

Ca.xi. Cõmon Bench.

¶ Item where as by remouinge of the commune benche, the plees haue often times abyden without day, to the great hurt and peryll of disherison of dyuers: It is enacted that from henssorth the iustices, before that the comune benche be remoued, shalbe warned by a time, so that they may atorne the parties by such time that they shall not lese theyr proces.

Ca.xii. Shyrffes. Hundredes & wapentakes let to ferme.

¶ Item where as all the counties in England were in olde tyme assessed to a certayne ferme, and then were all the hundredes and wapentakes in the shiriffes handes rated to this ferme: And afterward were approwers sent into diuers counties, which dyd encreace the fermes of some hundredes and wapentakes: And after that, the kynges at diuers tymes haue graunted to many men, parte of the same hundredes and wapentakes for their olde fermes onely. And nowe late the shiryffes be holly charged of the encreace, which amounteth to a great summe, to the great hurt of the people, and disherison of the shiriffes and their heires: It is ordeined, that the hundredes and wapentakes let to ferme by the kinge that now is, be it for terme of life or otherwise, which were somtyme annexed to the fermes of the counties where the shiriffes be charged: shalbe ioyned againe to the counties. And that the shyryffes and their heires haue allowance for the tyme that is past. And that from henssorth such hundredes and wapentakes shall not be gyuen nor seuered from the counties.

Ca.xiii. Trespas.

¶ Item it is accorded and enacted, that lyke proces shalbe made of trespas done in the tyme of kinge Edward father to the kinge that now is: as of treaspas done in the tyme of the kynge that now is.

Ca.xiiii.

¶ Item it is enacted by our souerayne lord the kinge and his councell, that from the feast of saint Michel next commynge forward, all clothes in such places where they shall be put to laude, shalbe measured by the kinges aulnegeours in the presence of the maire and baylyffes where there is a mayre, and where no mayre is, in presence of the baylyffes of the same places, that is to saye: the lengthe of euery cloth of ray, by a lyne of. vii. yardes. iiii. tymes measured by the lyst, and the brede of euery ray clothe. vi. quarters of measure by the yarde. And of colou-

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red clothes the lengthe ſhalbe meaſured by the backe by a lyne of. vi. yardes and an halfe. iiii. tymes meaſured, and the brede. vi. quarters and an halfe meaſured by the yard without defoulyng the clothes. And that the maire and bailiffes where a mayre is, or the bailiffes where no maire is, of the townes or places where ſuch clothes ſhall come, ſhalbe redy to make proue what tyme they ſhalbe required by the meater, without takinge any thinge of the marchauntes. And clothes which be of the ſayd aſſiſe, ſhalbe marked by the maire and baylyffes where a maire is, or by the baylyffes where there is no maire aſwell as by the aulnegour. And that all the clothes whiche ſhalbe founde defectife of the ſame aſſiſe, ſhalbe forfeyt to the kinge and preiſed at their true value in the preſence of the ſayd maire and baylyffes. And to remaine with the aulnegours by indenture betwyxte them to anſwere to the kyng of the ſayd clothes ſo forfeyt. And that the maire and bailiffes ſhal delyuer the indentures made of ſuch clothes forfeit, euery yere into the eſcheker the morow after the feaſt of ſanct Michael, for to charge the ſayd aulnegour. And at the ſame tyme ſhal the aulnegour be put to anſwere at the eſcheker of the ſayd forfeytures. It is the kynges minde and his councelles that this act ſhal extend to ſuch clothes as ſhal come into the land after the feaſt of ſainct Michaell. And this acte ſhal be publiſſhed and proclaimed throughout the realme, ſo that no marchaunt priuey nor ſtraunger ſhal be ſuppriſed by this ſtatute.

Meaſuringe of clothes.

Ca. xv. Fayres.

¶ Item it is eſtablyſſhed, that it ſhall be commaunded to all the ſhiriffes of Englande, and els where, where nede ſhal require to crye and publiſhe within liberties and without, that all the lordes which haue fayres, be it for yeldynge certayn ferme for the ſame to the kinge, or otherwiſe: ſhall holde the ſame for the tyme that they ought to holde it, and no lengar, that is to ſay, ſuche as haue them by the kinges charters graunted to them, for the time limitted by the ſayd charters. And alſo they that haue them without charter, for the tyme that they ought to holde them of right. And that euery lord at the beginninge of his fayre ſhal there do crye and publiſhe, how longe the fayre ſhall endure, to thentent that marchantes ſhall not be at the ſame fayres ouer the tyme ſo publyſhed, vpon peyne to be greuouſly puniſhed towardes the kynge. Nor the ſayd lordes ſhal not hold them ouer the due tyme, vpon peine to ſeiſe the fayres into the kinges handes, there to remayne tyll they haue made a fyne to the kinge for the offence, after it be duely founde that the lordes helde the ſame fayres lengar than they ought, or that the marchantes hath ſitten aboue the tyme ſo cryed and publyſhed.

Ca. xvi. Enqueſtes & iuries.

¶ Item where as in a ſtatute made at Yorke in the time of the father of our ſouereigne lorde the kynge that now is, it is conteined that enqueſtes and iuries, whiche be, and ſhalbe hereafter to be taken, requiringe no great examination, ſhall be taken before one iuſtice of the place where the plea is, aioyninge to him one diſcreet man of the countrey knyght or other, ſo that a certayne day be giuen in the benche, and a certayne day and place in the countrey, in the preſence of the parties, if the demaundaunt pray the ſame. And alſo the enqueſtes and iuries in plea of lande whiche require great examination, ſhall be taken in the countrey in the ſayd fourme, before. ii. iuſtices of the benche: It is accorded and enacted that all ſuche enqueſtes, which are to be taken hereafter in plea of lande, ſhalbe taken as well at the requeſt of the tenaunt as of the demaundaunt. All other proces accordinge to the ſayd ſtatute in ſuche caſe ſaued and kepte.

Ca. xvii. Diſceit.

¶ Item it is enacted that a writ of Diſceyt ſhalbe maintaynable. and holde as well in the caſe of Garnyſhement, towchynge plea of lande where ſuche Garnyſhment is giuen, as in caſe of ſumons in plea of land. Dated at Northampton.

¶ A ſtatute made in the fourth yere of kynge Edward the thirde.

AT the parlyament ſummoned at weſtminſter, the monday next after the feaſt of ſaint Kateryne, in the fourth yere of the reigne of kinge Edwarde the thirde after the conqueſt, theſe thinges vnderwriten, at the requeſt of the cõmunes be eſtabliſhed and enacted by our ſouerayne lorde the kinge, his prelates, erles, and barons, and other of the ſame parlyament, whiche thinges our ſouerayne lorde the kinge will to be publiſſhed and ſurely obſerued in all his counties of Englande.

FYrſt it is accorded that the great chartre, and the chartre of the foreſtes, and all other ſtatutes made aſwell in the tyme of the kinges progenitours, as in the kinges tyme that now is, be kept and mainteyned in all pointes. Ca.i.

Charters.

¶ Item it is ordeyned that good and diſcrete perſons other than of the places, if they may be founde ſufficient, ſhalbe aſſigned in all the ſhires of Englande to take aſſiſes, iuries and certifications and to delyuer the iayles. And that the ſaid iuſtices ſhall take the aſſiſes, iuries, and certifications and delyuer the iayles at the leſte .iii. tymes a yere, and more often if nede be. Alſo there ſhall be aſſigned good and lawfull men in euery countie to kepe the peace. And at the tyme of the aſſignementes mention ſhalbe made that ſuche as ſhalbe endited, or taken by the ſayd wardens ſhal not be let to mainpriſe by the ſheriffes, nor by none other myniſters, if they be not mainpernable by the law. Nor that ſuche as ſhalbe endited ſhall not be delyuered but at the cõmune law. And the iuſtices aſſigned, to deliuer the iayles, ſhall haue power to delyuer the ſame iayles of thoſe that ſhalbe endited before the wardeins of the peace. And that the ſaid wardeyns ſhal ſende their enditementes before the iuſtices, and they ſhall haue power to enquire vpon ſhyriffes, iaylours and other in whoſe warde ſuche endited perſons ſhall be, if they make deliueraunce or let to mainprize any ſo endited, which be not mainpernable and to puniſſe the ſayd ſhiriffes, iaylours and other doinge ageinſt this acte. Ca.ii.

Gaole deliuery.

Iuſtyces of peace.

¶ Item where as the people hath ben greatly greued bycauſe that corne, heye, litture, beſtayl, and other maner of vyttayle and goodes of the people, hath bene taken in tymes paſt, aſwell by the takers and purueyours for the kynges houſe, as by other, for whiche no payment was made, and bycauſe alſo the takers and purueyours for the kinges houſe, the queenes houſe, and their children, hath take corne at a leſſe valu than it was worth, and alſo hath taken .xxi. quarters of corne for .xx. quarters, bycauſe they meaſured euery buſſhel by hepe, and alſo the takers and purueyours of hey and litture for the ſayd houſes, haue in tymes paſt made burdens of hey and litture at their owne wylles, aſſeſſinge euery burden at an halfpeny: where it was worth more than, ii. d. or .iii. d. And alſo aſſeſſed the cartes of hey and litture at a leſſe price, than they were worth: It is agreed that no perſon great nor ſmall of what eſtate or condition ſo euer he be, the takers and purueyours for the kynges houſe, the queenes, and their children onely excepte, ſhall take any corne, litture, or hey, nor beſtayl, vitalles nor none other goodes or cattalles from anyman, nor make cariage againſt the wyll of them to whome ſuche goodes and cariage ſhalbe. And that the ſaid takers and purueyours for the ſaid houſes, ſhall take them by meaſure accordinge as is vſed throughout the realme. And that all the corne, heye, litture, beſtayle, and all other vitales and thinges, what ſo euer they be that ſhalbe taken for the ſayd houſes, ſhalbe from henſforth preyſed at the veray value by the conſtables and other good men of the townes where ſuche takinge ſhalbe. But the preiſers ſhall not be conſtrained by threttes Ca.iii.

Takers and purueyours.

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or dures to sette any price, other than theyr othes wyll. And that of all thinges whiche shalbe taken for the sayd houses of the kinge, of the queene, and of theyr children, the paymentes be made before the kinge departe out of the verge.

Ca.iiii. ¶ Item it is enacted that the article conteined in a statute made in time of kinge Edwarde graundfather to our soueraine lord the kinge that now is, in the .xxviii. yere of his regne, towchinge suche takinges, be kept and mainteyned in all pointes. The forme of which article ensueth in these wordes. Fyrst of all bycause one great grief is in this realme, wherof ryseth infinyte harmes, that is to saye: The kinge and his ministers of his retynue, as well aliens as denizens do make their prises where they go throughe the realme, and take the goodes both of clerkes and lay people, without paienge therfore, or els lesse than the true value: It is ordeyned that from henssorth none shall take any prise throughout the realme, but onely the kinges takers and purueyours for his house, and they shall nothinge take but only for the same house. And of the prises which they make in the countrey for meate or drynke, or other necessaries for the kinges house, they shall pay in hande, or els agree with them from whome suche thinges shalbe taken. And that all the kinges takers purueyours and byers, from henssorth haue their warrant with them, vnder the kinges gret seale or smal seale, conteinnng their power, and the thinges wherof they shal make their prise and purueyaunce, which warrant they shall shewe to them of whome they make their prises, before they take any thinge. And that those takers purueiours and byers shal take no more, than shall be nedefull for the kinge, and his house, and of his children. And that they take nothinge for suche as be at wages, nor none other. And they shal answere in the kinges house, and in the wardrobe holly of all, and in none other place to make their larges or delyuery of thinges taken for the kinge. And if any taker of the kinges house by warrant, hath made any prise or lyuery, otherwise than is aforesayd, the trouthe shalbe enquired vpon complaynt made to the steward or treasorer of the kinges house, and if any be therof atteynted, amendes shalbe incontinently made to the parti pleyntiffe, and he to be banished the kinges seruice for euer, and to remaine in prison at the kinges pleasure. And if any make any prise without warrant, and cary it a way against his will, from whome the goodes be taken: he shalbe arrested incontinently by the townshyp where the prise was made, and brought to the next iayle. And if he be therof atteynted, it shalbe done of him as of a these, if the quantitie of the goodes that require.

Purueyours.

Ca.v. ¶ Item our soueravne lorde the kinge of his good grace hath pardoned to the knyghtes, and to all other of his realme, all the fines late made to him bycause to be dispēsed of their goinge into Gascoyn. And also the graunt that was made by the knightes of the counties, for euery towne an armed man. And the graunt made by the citezens and burgesses for the cities and burghes at the parliament of wincheſter. And our sayde soueraygne lorde the kynge wyll, that recognysaunces made for the same cause, shall be adnulled and dampned. And that the sayd knyghtes nor the people of the cities, burghes, and townes shall not be from henssorth charged by the sayd grauntes, but acquyted of all. So that alwayes by reason of the sayd pardon they shall be the more redy and of better wyll to graunt a couenaunte ayd to the kynge, when he shall require them or haue to do therof.

Pardon.

Ca.vi. ¶ Item it is accorded that the statute late made and affirmed at Karlyle, that religious persons shulde make no cariage beyonde the sea, shalbe mainteyned, kept, and obserued in all pointes.

Religyous persons.

Item

¶Item where as in tymes past executours haue not had actions for a trespas done to their testatours, as of the goodes and cattalles of the same testatours caried away in their lyfe, and so suche trespasses haue hitherto remained vnpunisshed: It is enacted that the executours in suche cases shall haue an action agaynst the trespassours, and recouer their damages, in like maner as they, whose executours they be, shuld haue had if they were in lyfe. Ca.vii. Trespas.

¶Item where as before this tyme a horsman was wont to haue his passage ouer the sea from the port of Douer for .ii.s. and a foteman for .vi.d. and now late the kepars of the passage, and the passengers haue taken more, to the great damage of the people: It is agreed that at the same port, and all other passages of this lande, aswell in freshwaters as in armes of the sea, they that do passe shal from henssorth pay as they were wont to pay in olde tyme, and of more shal they not be charged, nor the passengers nor kepars of the passage shall take no more. And be it commaunded to the constable of Douer, that he cause this article to be kept in his bailywike, vpon the peryl that therto parteineth. And if he finde any offendunge this act, he shal punisshe him at euery mánes suite that wil therof complaine, and do right. Be it also commaunded to the bailyffes of the places where such passages be, that they shal do in lyke maner. And the iustices of assises in the courtes shal haue power to enquire, if any offend this statute, & to punisshe them, and do ryght therin, aswell at the kynges suyte, as at the suyte of the partie. Ca.viii. Passages.

¶Item it is accorded that no shiriffe, baylyffe of hundred, wapentake, nor of franchise nor vndereschetours shalbe from henssorth, except he haue landes sufficient in the places where they be ministers, wherof to answere the kinge and his people, in case that any man complaine against them, as it was ordeined an other tyme at the parliament holden at Lyncolne, in the tyme of the kinges father that now is, that is to say, in the .ix. yere of his regne. Ca.ix. Shyriffes & baylyffes.

¶Item where as in tymes past shiriffes and iaylers of iayles, wold not receiue theues, persons appeled, endited or founde with the maner, taken and attached by the constables and townships without takinge great fynes and raunsomes of them for their recept, wherby the sayd constables and townshyps haue ben vnwyllynge to take theues and felons bycause of such importune charges, and the theues and felons the more encowraged to offend: It is enacted that the shiriffes and iaylers shal receiue and safely kepe in prison from henssorth such theues and felons, by the deliuery of the cõstables and townships, without taking any thinge for their recept. And that the iustices assigned to delyuer the iayles, shall haue power to here their complaintes, that wil complaine vpõ the shiriffes and iaylers in such case, & moreouer to punisshe the shiriffes and iaylers if they be found gilty. Ca.x. Shyriffes & iaylours.

¶Item where in tymes past diuers people of the realme, aswel great men as other, haue made allyaunces confederacies and conspiracies to mainteine parties, pleas and quarelles, wherby diuers haue ben wrongfully disherited, and some raunsomed and distroied, and some for feare to be maymhed and beten, durst not sue for their right nor complaine, nor the iurours of enquestes gyue their verdictes, to the gret hurt of the people and disclaũder of the law and cõmune right: It is accorded that the iustices of the one benche and of the other, and the iustices of assises when so euer they come to hold their sessions, or to take enquestes vpon Nisi prius, shal enquire here & determin, aswel at the kinges suite, as at the suite of the partie of suche mauntenours, bearers, and conspiratours. And also of them that commyt champertie, and of all other thynges contayned in the sayde artycle, as well as iustices in Eyre shulde do, yf they were in the same countye. Ca.xi. Maintenours bearers and cõspiratours. Champerty.

And that that can not be determined before the iustices of the one benche or the other, vpon the Nisi prius for shortnes of tyme, shalbe atourned into the places wherof they be iustices, and there be determined as right and reson shal require.

Ca.xii. ¶Item bycause there be more tauerners in the realme, than were wont to be, sellynge aswell corrupte wynes, as holsome, and haue solde the galon at suche price as they them selfe wolde, bycause there was no punishment ordeyned for them, as hath ben for them that haue solde brede and ale, to the great hurte of the people: It is accorded, that a crye shalbe made, that none be so hardy to sel wynes, but at a reasonable price, regardinge the price that is at the portes from whense the wines came, and the expenses, as in cariage of the same from the said portes to the places where they be solde. And that assay be made of suche wines. ii. tymes euery yere, ones at Ester, and an other tyme at Michaelmas, and more often if nede be, by the lordes of the townes and theyr bailiffes, and also by the maire and bayliffes of the same townes. And all the wynes that shall be founde corrupt, shall be poured out, and the vesselles broken. And the chaunceller and treasorer, iustices of the one benche and the other, and iustices of assise, shal haue power to enquire vpon the maires, bayliffes and mynsters of townes, if they do not accordinge to this statute. And besides that to punishe as reson shal require.

wynes.

Ca.xiii. ¶Item bycause dyuers charters of pardon, haue ben graunted of felonies, roberies, and manslaughters, against the forme of the statute late made at Northampton, conteynynge that no man shuld haue suche charters out of the parlyament, wherby suche misdoers haue ben the more bolde to offende: It is enacted, that from henssorth the same statute shalbe kept and mainteined in all pointes.

Charter of pardon.

Ca.xiiii. ¶Item it is accorded, that a parliament shalbe holden euery yere ones, or more often if nede be.

Parlyament.

Ca.xv. ¶Item bycause shiriffes haue before this time let hundredes and wapentakes in their bayliwikes, to so highe ferme, that the bayliffes may not leuy the sayd ferme, without doinge extortion and dures to the people: It is ordeyned, that the shiriffes shal from henssorth let their hundredes and wapentakes for the olde ferme, and not aboue. And that the iustices assigned, shal haue power to enquire of the sayd shiriffes, and punishe them that shalbe found offendyng this statute.

Hundredes wapentakes.

¶Here beginneth the statute made at westmynster in the.v. yere of kynge Edwarde the thyrde.

AT the parlyament holden at westmynster, the morow after sainte Michaell, in the.v. yere of the regne of kinge Edward the third after the conquest: Our soueraine lord the kinge, by the assent of his prelates, erles, barons, and other great men of the realme there assembled, to the honour of god and of holy church, and at the request of his cōmunes, haue graunted and established these thinges vnderwriten, which he wyll to be kept and mainteyned for euer.

Ca.i. FYrst it is accorded and established, that the great charter, and the charter of the forest shalbe kept and firmely mainteyned.

Charters.

Ca.ii. ¶Item where in the statute made at westmynster, at the parlyament there summoned after the feast of saint Kateryne, in the.iiii. yere of the regne of our soueraine lorde the kynge that now is, amonges other thinges there enacted, it is conteyned vpon the greuaunces which the purueyours for the kynges house, the queenes, and of their childrē, did to the people in outrageous measures of corne, and volūtary takinge of hey, litture, and other thinges prouided by the said purueyours,

neyours, that the takers and purueiours of corne for the sayd houses, shuld take them by measure rated, according as hath ben vsed through the realm. And that all the corne, hey, lytture, bestayle, and all other vitailes and thynges to be taken for the same houses, shuld be taken at the true value by the constables and other good people of townes where such prises be, and that the prisers be not enforced by thretes and pures, to assesse any other price than they're othe wyll. And in the same statute is one article rehersed, whiche was made in the tyme of kynge Edwarde graundfather to the kinge that now is, where certayne peynes be lymyt agaynst those that late made purueyaunce for the sayd houses, which peynes not regarded, the sayd purueyours haue not let to make outrageous and vnlawfull prises against the tenure of the sayde statutes. To the honour and profyt of our sayd soueraine lorde the kinge, and for the peace and quetnes of his people, and for to refraine and punishe the enormytees of those that haue committed suche outrages, to the kynges, the queenes and they're childers great disclaunder: It is enacted, that the takers and purueyours for the sayd houses, shall make their purueyaunce by the constables and .iiii. discrete men of the townes, where shalbe suche prises and purueyances, therto sworne and without manace, as in the said statutes is conteyned. And that also betwyxte the purueyours and them whose goodes shall be taken, in the presence of the constables and prisers, tayles shal be made and sealed with the purueyours seale. By whiche tayles satisfaction shalbe made to them, from whome suche goodes be taken. And if any taker or purueiour for the said houses, do take in any other maner, he shalbe incontinently arrested by the towne, where suche takynge was made, and brought to the next tayle. And if he be therof attaynted, it shall be done of hym as of a these, if the quantitie of the goodes the same require. And from henssorth it shalbe conteined in the commissions of suche takers and purueyours, be they vnder the smal seale or the greate, the fourme and the peyne conteyned in this statute. And that in euery case, where enquestes be to be taken before the steward and marshall of the kynges house: that suche enquestes be taken by men of the countrey therabout, and not by men of the kinges house, except it be of contractes, couenauntes, or tresplasses made by men of the kinges house of eyther parte, and that in the same house, accordynge to an other statute therof made in the tyme of the said Edward the graundfather. And in case where any wyl complayne of errour made in time of the sayd kynge, before the sayd steward and marshall, the plentiffe shall haue a wryt to remoue the recorde and the proces before the kynge in his place, and there the errour shall be redressed. And lykewyse shall it be done in euery other case, where any man wyl complaine him of errour, done before the same steward and marshall of the kynges house.

Purueyours.

Enquestes.

Errours.

¶ Item it is agreed, that the statute made at Karlile, in the time of king Edward the kinges graundfather that now is, wherin is conteined that religious men shall make no carriage out of the realm, shalbe holden, kept, & maunteined in al pointes.

Ca.iii. Religious men

¶ Item it is enacted that no shyrisse, vndereschetour, baylyffe of fraunchises, wapentakes, hundredes nor tythynges shall from henssorth be, excepte he haue landes sufficient in the same countye, wherof to answere the kynge and his people, if any man wyl complaine.

Ca.iiii. Shrifes, vnd dereschetours &c.

¶ Item where it is contayned in the statute made at Northampton, in the seconde yere of the regne of the kynge that nowe is, that the lordes whyche haue fayres by charters or otherwyse, shal hold them duringe the tyme that they ought to do, and no lengar, vpon peine to seise such fayres into the kinges hades:

Ca.v.

Fayres. And that euery lorde at the begynnynge of his fayre do crye and proclaime there in howe longe the fayre shall endure. And in the same statute is no certeyne punishment ordeyned agaynst the marchauntes if they sell after the tyme: It is accorded that the sayd marchantes after the said tyme, shall close their bothes and stalles without puttinge any maner of ware or marchandise to sell there. And if it be founde that any marchaunt from henssorth sell any ware or marchaundise at the sayd fayres, after the sayd tyme, suche marchaunt shall forfeyt to our soueraine lord the kynge, the double value of that that is solde. And euery man that wyl sue for our soueraine lord the kinge shalbe receiued, and also haue the fourth parte of that that is loste at his suite.

Ca.vi. ¶ Item where as iurours haue the lesse doubted to be periured, by reson of the longe delayes that haue ben in atteyntes, before the iustices of the one bench and of the other, and before other iustices: It is enacted that no essoyne of the kinges

Iuries. seruice, nor protection shalbe from henssorth alowed in such iuries, no more than in assises of nouell disseysen. And that .v. days by the yere be gyuen before the iustices of the cõmune benche in the sayd iuries at the leste. And that a Nisi prius be aswell giuen in suche writes as in other.

Ca.vii. ¶ Item where as it is conteined in a statute late made at westminster, in the first yere of the regne of our soueraine lorde the kinge that now is after his coronation, that attayntes shuld be graunted in writes of trespas: It is accorded and

Attaynt. established that writes of Attaynt shalbe from henssorth graunted aswel in pleas of trespas moued without writ, as by writ before iustices of recorde: if the damages iudged do passe .xl.s. And this statute shall holde place aswel of enquestes taken in tymes past as to be taken in tyme to come.

Ca.viii. ¶ Item where as persons endited of felonies, roberies, and theft, in tymes past haue remoued the same enditemente before the kinge, and there yelded them selfe, And by the marshales of the kynges benche haue ben incontynently lette to bayle. And afterwarde haue done many euyll deedes, and lyen in a waite to slee and euyll entreate their enditours. And also persons appeled of felony, after the exigende awarded, haue yelded them selfe before the kynge, and haue ben let

Bayle. to bayle by the sayd marshalles: It is accorded and establysshed that suche enditees and appellees shalbe safely and surely kepte in prison, as belongeth after

Marshall. the charge, as the sayde marshalles shal haue of the iustices. And if any marshall do otherwyse, at the complaynte of euery man that wyll complayne: the iustice shall do hym ryght durynge the terme. And that in the ende of the terme, the sayde marshalles shall chose before the sayde iustices, before they departe the places, in what towne they wyll kepe suche prisoners at theyr peryll. And in the same towne they shall allowe to them houses to kepe suche prysoners at theyr owne costes and charges, and there they shall kepe them in prison, and shall not suffer them to go wanderynge abrode, nor by bayle nor without bayle. And if any suche prisoner be founde wanderynge out of prison by bayle or without bayle, and that be founde at the kynges suite, or at the suyte of the partie: The marshalles whiche shal be therof founde gyltie, shall haue halfe a yeres imprysonment. And besydes that to be raunsomed at the kynges wyll. And the iustices shal therof make enquyry when they se tyme. And as to the marshalles, It shall be done within the verge that that reason wyll. And in case that the marshalles suffer by their assent such prisoners to eschape, they shalbe at the law as before this tyme they haue ben. And the kinge entendeth not by this statute to lose the escape where he ought to haue the same.

Item

¶Item it is enacted, that no man from henſforth ſhalbe attached by any accuſation, nor foriudged of lyfe nor of lymme, nor his landes, tenementes, goodes nor catalles ſeyſed into the kinges handes, againſt the fourme of the great charter and the lawe of the lande. Ca. ix. Attachmentes.

¶Item it is accorded, that if any iuroure, in aſſiſes iuries or enqueſtes, take of the one partie or of the other, and be therof duly attainted, that hereafter he ſhal not be put in any aſſiſes, iuries or enqueſtes, and neuertheles he ſhalbe cõmanded to priſon, and further raunſomed at the kinges wil. And the iuſtices before whom ſuche aſſiſes, iuries, and enqueſtes ſhall paſſe, ſhall haue power to enquire and determyne, accordinge to this ſtatute. Ca. x. Iurours.

¶Item where in tymes paſt ſome perſons appeled or endited of diuers felonies in one countie, or outlawed in the ſame countie, haue ben dwellinge, or receyued in an other county, wherby ſuch felonus perſons endited and outlawed haue ben encowraged in their miſchief, bycauſe they may not be attached in an other coũtie. It is enacted, that the iuſtices aſſigned to here and determyne ſuche felonies, ſhall direct theyr writ to all the counties of Englande where nede ſhalbe, to take ſuche perſons endyted. Ca. xi. Enditmẽtes.

¶Item it is eſtablyſſhed and ordeyned, that in caſe where the pleintiffe ſhal recouer damages, and he againſt whome the damages be recouered, be outlawed at the kinges ſuite: That no charter of pardon ſhalbe graunted of this outlawry, except the chaunceller be certified, that the plemtiffe is ſatiſfied of his damages. And in caſe that a man be outlawed by proces before his apparaunce, no ſuche charter ſhalbe graunted, except the chaunceller be certified that ſuch perſon outlawed hath yelded hym ſelfe to the priſon before the iuſtices of the place, from whenſe the writ of Exigende iſſued, that is to ſay, if from the kinges benche, then he ſhall yelde him in the ſame place: And if from the cõmune benche, then he ſhall yelde him ſelfe there. And if from the iuſtices of oyer and terminer, whiles the the ſame iuſtices do ſytte, he ſhal yeld him before them. And if they be riſen, then he ſhall yelde him in the kynges benche before the iuſtices. And the recorde with the proces to be remoued before them by writ, and the ſaid iuſtices before whom, they ſhall ſo yelde them, ſhall cauſe the partie pleintiffe to be warned to appere before them at a certain day, at which day if the warnyng be duly witneſſed, & the pleintiffe appere vpon his warning, then they ſhal plede vpõ the firſt original writ, as though no outlagary had ben pronounced. And if the pleintif come not, he that is outlawed ſhalbe deliuered by vertu of his charter. And it is to be vnderſtand, that all ſuch charters be of the grace of the kinge, as before they haue ben. Ca. xii. Charter. Outlawry.

¶Itẽ where as diuers being duly outlawed, haue auoyded the outlagaries pronunced againſt them, by reſon of impriſonementes, vntruly witneſſed by ſhiriffes and other, which haue no recorde: It is enacted, that if any from henſforth will defete any outlagary pronunced vpon him by ſuche witneſſinge, that he ſhal yeld hym ſelfe to the priſon, and than the iuſtices of the kinges benche ſhall cauſe the partie, at whoſe ſuite the outlagary was pronunced, to be warned to be before them at a certayne day, at which day if the partie will verifie that the witneſſinge is vntrue, his auerrement ſhall be receyued. And in lyke maner the kinges ſericaunt or his atturney or other that wyl ſue for the kynge, ſhalbe receyued to haue the ſame auerrement againſt ſuch witneſſinge, in caſe where ſuche outlagary is pronunced at the kinges ſuite. Ca. xiii. Outlawry. Auermente.

¶Item where as in the ſtatute made at wynchester, in the tyme of kynge Edward graundfather to the kinge that now is, it is conteined, that if any ſtraunger Ca. xiiii.

passe by the countrey in the nyght, of whome any hath suspection, he shall be arested and delyuered to the shiryffe, and remaine in warde tyll he be duely delyuered. And bycause there hath ben dyuers manslaughters, felonies, and robberies done in tymes past, by people that be called Roberdesmen, wastes, and Drawlaches: It is accorded that if any man haue any euyll suspection of suche, be it by day or by nyght, they shalbe incontinently arested by the constables of the townes. And if they be arested within fraunchises, they shalbe delyuered to the bayliffes of the fraunchise. And if in the gyldable, they shalbe delyuered to the shiriffes, and kepte in prison tyll the commynge downe of the iustices of the iayle delyuere, and in the meane tyme the shiriffes or bailyffes of the fraunchises shall enquyre of suche arrestes, and at the commynge of the sayd iustices, retourn theyr enquestes before them, with that that they haue founde, and the cause of the takinges with the bodies, and that the iustices shal procede to the deliuerance of suche persons arrested after the law. And in case that the shiriffes or baylyffes of the fraunchises haue not enquyred of suche arrestes, they shall be amersed, and neuertheles the iustices shall make enquery and further procede to the delyueraunce as before is sayd.

Nyght watchers.

¶ Here beginneth the statute made at Yorke in the. xj. yere of kinge Edward the thyrd.

WHere as before this tyme in many parliamentes, and nowe at this present parlyament summoned at Yorke, on the morow after the Assention, in the. xj. yere of the regne of kinge Edwarde the thirde after the conquest, It was shewed to our sayd soueraigne lorde the kynge, by the knightes of the shires, citezens of the cities, and burgesses of the boroughes, whiche commeth for the cõmunes of the sayd shires, cities and boroughes, that in dyuers cities boroughes and other places of his realme, great dures and greuouse domage was done to hym and his people, by some people of cities, boroughes, portes of the sea, and other places of the sayd realme, whiche in longe tyme past hath not suffred nor yet will suffer marchantes straungers, nor other which do cary and bringe in by sea or by lande, wynes, auoyr de poys, and other luynges and vittailes, with dyuers other thinges, to be solde necessary and profitable for the kinge, his prelates, erles, barons and other noble men and the cõmunes of his realme, to sell or deliuer such wines, liuinges, vittailles nor other thinges, to any other than to them selfe of the same cities, boroughes, portes of the sea, or other places where such wynes, lyuinges, vittailles, and other thinges to be solde, shalbe brought or caried, by reason wherof, suche stuffe aforesayd is solde to the kinge and to his people, in the handes of the said citezens, burgesses, and other people denyzens, more derer than they shuld be, if suche marchauntes straungers, and other whiche bryngeth suche thynges into the realme, might frely sell them to whome they wolde, to the greate domage of our souerain lord the kinge, and of his prelates, erles, barons, and other nobles of his realm, and greuouse oppression of his cõmunes, wherupõ the said knightes citezens and burgesses for them, and the cõmunes desired our said souerain lord the kinge in his sayd parliament by their petition, that for his profyt and the cõmodity of his prelates erles barons nobles & cõmuns of his realm, it may please him without further delay, vpõ the said greuances & outrage to prouide remedy.

Cap. i.

OUr soueraygne lord the kinge, desyringe the profyt of his people, by thassent of his prelates, erles, barons, and other nobles of his realme, summoned at

his

his parliament, and by the aduise of his counsel being there, vpon the sayd thinges disclosed to him and founde true: to the great hurte of the sayde prelates, erles, barons, and other nobles of his realme, and oppressiō of his cōmunes, hath ordeyned and establisshed that all marchauntes straungers and denizens, and all other and euery of them of what estate or condition so euer they be, that wil bye or sell corne, wynes, auer de poys, flesh, fysh, and all other lyuinges and victayles, wolles, clothes, and all other thinges vendible, from whense so euer they come by forceyns or denizens, at what place so euer it be, citie, burghe, towne, port of the sea, fayre, market, or els where within the realme, within fraunchise or without: may frely without interruption sel them to what persons it shal please them as well to forceyns as to denyzens. Except alwaies the enemies of our soueraigne lorde the kinge, and of his realme. And if haply any disturbance be done to any marchant stranger or denizen, or any other for the sale of such thinges in any city, burghe, town, port of the sea, or other place which hath franchise, and the maires and baylyffes, or other whiche haue the rule of suche fraunchise, beinge required by the sayd marchauntes or other, therof to prouide remedy, and doth not, and be therof attaynted, the fraunchise shalbe seysed into the kinges handes. And neuertheles he and the other whiche hath done this disturbaunce agaynst this statute, shall be bounde to yelde and restore to the sayd marchaunt his double damages whiche he hath therby susteyned. And if suche disturbaunce or interruption be done to suche marchauntes, or to other in such townes or places where no fraunchise is: And the lord if he be present, or his bailiffe constable or other ruler of the sayd townes and places, in the absence of the said lordes, beinge therin required to do right, and doth not, and therof be attaynted, they shall yeld to the party pleintiffe his double damages as afore is sayd. And the disturbers in the one case and the other, as well within the fraunchise as without, if they be attaynted, shall haue one yeres imprisonment. And neuertheles to be raunsommed at the kinges wyll. Also it is ordeined and establisshed that none alyen or denizen vpon the same peyne shal not be troubled, but that he may frely bye such thinges aforesaid, in the said places and cary them where pleaseth him, to his owne vse, or to the profyt of the kinge, or of the great men, or cōmunes of the realme. Sauynge that suche marchauntes alyens, shal cary no wyne out of the same realme, as is conteined in their chartre. And it is enacted that the thinges aforesayd, shal be surely obserued and kept in euery citie, burghe, towne, port of the sea, and other place within the realme, not withstandinge chartres of franchise granted to them to the contrary, nor vsage nor custome nor iudgement gyuen vpon theyr charters, vsages, or customes that they can alledge. whiche charters, vsages, and customes if any be, our soueraine lord the kinge, his prelates, erles, barons, great men, and the cōmunes aforesayde holdeth them of no force nor effect, as thinges granted, vsed or accustomed, to the derogation of the kinge and of his prelates, erles, barons, and great men of this realme, and to the oppression of the cōmuns. Saued alwaies to the kinge and to other, the customes due of the sayd marchaundises. It is also ordeined and prouided, that the chanceller, treasorer, and the iustices assigned to hold the kinges pleas, where they come, shal enquire of such disturbaunces and greuaunce, and the same to punishe according as is before ordeined. And neuertheles the kinge shall assigne by commission of his great seale certaine persons, where and when shall please him, to enquire of suche disturbaunces and greuaunce, and the same to punishe as afore is sayd.

Marchauntes straūgers

fraunchise.

¶ Item at the requeſt of the cōmunes aforeſayd, made at the ſayd parliament: our

Ca.ii.

our soueraigne lorde the kinge for the ease of his people, by the assent of the prelates, erles, barons, and other great men, and the comunes aforesayd, hath put out nonpleuyn of lande, whiche hath ben accustomed in the tyme of his progenytours and his owne tyme, and the peyne also that was wont to ensue in case the lande was not pleued in due tyme: Also it is enacted that none shall lose his lande from henssorth bycause of nonpleuyn. And that this statute holde place as wel in pleas yet hanginge, wherin is no iudgment giuen, as in tyme to come.

Nonpleuyn.

Ca.iii. ¶ Item at the request of the said cōmunes made to our soueraine lord the kinge in his said parliament: It is ordeyned & establysshed by our sayd soueraine lord the kyng, by thassent of his prelates, erles, barons, and other great men, and the cōmunes aforesaid, that in a writ of dette brought ageinst oyuers executours, the same executours, nor none of them shall haue but one essoyn before apparaunce, that is to say, at the sōmones or attachement, nor after apparance they shal haue but one essoyn, as the testatour shuld haue, so that all the executours do represent the person of their testatour as one person. It is also enacted that though the shirisse do answere at the summons, that some of them haue nought where he may be sommoned: yet there shalbe an attachment awarded vpon him. And if the shiryssie answere, that he hath nought wherby he may be attached: a great distresse shalbe awarded, so that at the great distresse returned vpon them, he or they that do fyrst appere in the court, shal answere to the pleintisse. And all though some of them hath appered in the court, and make defaute at the day, that the great distresse is retourned vpon the other: yet neuertheles he or they shalbe put to answere that first appered, at the great distresse returned. And in case the iudgment passe for the pleintif: he shal haue his iudgment & execution against them that haue pleded, accordinge to the law heretofore vsed, and against al the other named in the writ, of the goodes of the testatour, aswell as if they had al pleded. And it is to be vnderstand, that if any in such case wyl sue after the law that hath ben vsed heretofore: he may frely do it not withstandinge this statute.

Executours.

Esso yne.

Ca.iiii. ¶ Item where as in tymes past many haue ben oftentymes delayed of their action, aswel in assises and other pleas of lande, as in contractes, couenauntes, and treaspasses, by reason that the tenauntes or defendauntes haue put in barre a relees, quite clayme, or other especiall dede, made within a fraunchise within the boundes of the realme, where the kinges writ renneth not: It is enacted and establisshed, that when any such dedes be put forth in barre of any action, berynge date in a place within such fraunchise, all though there be witnesses of the same fraunchises named in the same dedes, if the same dedes be denyed: proces shall be made into the same county, where the plea shalbe moued to haue the enquest of the countrey, and the witnesses: and if the witnesses come not at the great distresse returned, then for the absence of the witnesses, the iustices shall not let to procede to the taking of the equest, aswel as if such dede did bere date in the same shire where the plea was moued, and that the witnesses were of the same coūty.

Dedes.

Fraunchise.

Ca.v. ¶ Item at the request of the same cōmunes our soueraine lord the kinge by the said assent hath ordeined and establisshed, that iustices of assises, gaoyldeliuery, and of oyer and terminer, shal send al their recordes and processes, determined & put in execution, to the escheker at Michaelmas euery yere ones, to be deliuered there and the treasorer & chamberlens which for the time shalbe, hauing the sight of the cōmissions of such iustices, shal receiue the same recordes and processes of the said iustices vnderneth their seales, and kepe them in the treasory as the maner is. So that the iustices alwaies do first take out the estretes of the sayd recordes & processes against the to send to the escheker as they were wonte before.

Recordes & processes.

¶ The statute of money made at Yorke in the .xx. yere of kinge Edwarde the thirde.

EDwarde by the grace of god kynge of Englande. &c. To the shyriffe of N. greting. Bycause we haue perceyued, that diuers people beyond the sea do endeuer them selfe to counterfut our good sterlynge money of Englande, and to send into England their weke money in disceyt of vs, and derogation and oppression of our people, if remedy be not the soner prouided: we wyllinge to preuent and lette all suche disceytes, damage, and oppressions, and that our good money be encreased in our realme, and other countreyes within our power, to the profyt of vs and our subiectes, by the assent of the prelates, erles, barons, and other great men of our realme, at our parliament holden at Yorke, the morow of the Assention last past there assembled, haue ordeined and established these thinges vnderwriten.

Fyrst it is prouided, that from henssorth no relygyous man, nor other, shall cary any sterlynge out of the realme of Englande, nor syluer in plate nor in vessell of golde nor of siluer, vpon peyne of forfeiture of the money, plate, or vessell, that he shall so cary without our especiall lycence. Ca.i. Money and plate.

¶ Item that no fals money nor counterfet sterlynge be brought into our realme, nor els where within our power, vpon peyne of forfeyture of suche money. Prouided alwaies that al maner people, of what realme or dominion they be of, may safely bringe to the exchaunges, and to no place els, bullyon, siluer in plate, vessell of siluer, and all maner money of syluer, of what value so euer it be, so that it be no false money and sterlynge counterfet, and there they shall receyue good and conuenient exchaunge. Ca.ii. False money

¶ Item that no sterlynge halfepeny nor ferthinge be molten, for to make vessell or any other thinge by goldsmythes nor other, vpon forfeyture of the money so molten, and that the goldsmyth or other which hath so molten suche money shal be committed to prison, there to remaine tyl he hath yelden vnto vs the one halfe of that that he hath so molten, not withstandinge any charter or franchise graunted or vsed to the contrary. Ca.iii. Halfepence & ferthinges.

¶ Item that al maner of blacke money, which haue ben cómunly currant of late in our realme and obeysaunce, be vtterly excluded, so that none suche shalbe currant after a moneth nexte after the crye therof made, vpon peyne of forfayture of the same money. Ca.iiii. Blacke money.

¶ Item euery man that wyll sue for vs against those that commit any fraude against this ordynaunce, shalbe therto receyued. And he to haue the fourth peny of that that shalbe so atchiued at his suite to our profyt. Ca.v. Suite.

¶ Item that the mayres and baylyffes in euery porte, where marchauntes and shyppes be, shall take an othe of the marchauntes and maysters of the shyppes goynge and commynge agayne, that they shall do no fraude agaynst this prouysyon in any poynte. Ca.vi. Othe.

¶ Item that the tables of exchange shalbe at Douer, and in other places, where and when it shall please vs and our councell to make exchaunges. And that the wardeyns of suche tables shall make suche exchaunges by the testymony of controllers whiche we shall put to them. Ca.vii. Exchange.

¶ Item that no pylgrym shall passe out of our realme to the parties beyond the sea, but only to Douer, vpon peyne of a yeres imprisonment. Ca.viii. pilgrimes.

¶ Item that good and strayt warde be made in all places vpon the sea costes in hauens Ca.ix.

Money and plate.

haueng, and els where any arryuayle is, by good men and lawful therto swozne, that in our name they shall make dylygent serche, that no man of what estate oz condition he be, shall cary out of the realme sterlinge money, sylner, oz plate, noz in vessell of golde, noz of sylner, without our lycence, noz shal not bringe into our said realme and power any falle money and counterfeit sterlinge, as afore is said vpon the peynes and forfeytures aforesayd. And that the money, plate, oz vessell so forfeyt, be deliuered at the exchanges by indenture, wherof the one parte shall remaine with the serchours, and be delyuered at the escheker, and therby the warden of the exchaunge shalbe charged of that that he hath receyued.

False money

Ca. x. Serchoure.

¶ Item the serchours shall haue of our gyft the fourth peny for theyr labour, of almoche as they shall fynde so forfeyt. And if any suche serchers make any relees, oz do dyspence with any, and therof be atteynted, they shall forfeyte all theyr goodes.

Ca. xi. Hostelers.

¶ Item the hostelers in euery porte where any passage is, shal be swozne, to serche their gestes in the same maner, as the serchers do, and they to haue the fourth peny of that that they shall finde so forfeyt to vs, as the serchers shuld haue. And it is our entent and meanynge, that the sayd serchers shall haue power to serche the hostryes, and to instructe them selfe of the hostelers actes. And in case suche hostelers be founde defectife in any article aforesayde, they shalbe punished, and that they shall renne in the sayd forfeytures. wherfore we do commaunde sernestly, enoyninge that incontinently vpon the sight of these letters, all the said pointes and articles be cried and publisshed in cities, burghes, marchaunt townes, and all other places through your bayliwike, aswel within fraunchise as without where it shall seme to you conuenient to be done.

¶ Here beginneth the statute made at westmynster in the .x. yere of kynge Edwarde the thyrde.

BYcause our soueraine lorde the kynge Edwarde the thirde, after the conquest, which souerainly desireth the mainteynaunce of his peace, and safegarde of his people, hath perceyued at the complaynte of the prelates, erles, barons, and also at the shewynge of the knightes of the shyres, and his cõmunes by theyr petition put in his parliament holden at westminster. the monday next after Lent, in the .x. yere of his regne, dyuers oppressions and greuaunces done to his sayd people. And namely by murderers, robbers, theues, rauisshers of women, and other felons: Louetunge to obuent the malyce of such felons, and for to se a couenable remedy, hath ordeined and establisshed by thassent of the said prelates, erles, barons, and other nobles of his realme, and at the request of the sayd knightes, and cõmunes, for the quietnes and peace of his people, that the articles vnderneth written be kept and maintayned in all pointes.

Ca. i. Charters.

FYrst it is accorded and establisshed that the great charter, and the charter of the forest, and also the statutes made in the tyme of the kinges progenitours, and also in his owne tyme, be kepte, holden, and firmely mainteyned, aswell by the great men as the small, and the ryche men as the poore.

Ca. ii. Charter of pardon.

¶ Item where as murderers, robbers, and other felons be gretly encouraged to offende, by reason the charters of pardon of manslaughter, roberie, felonies, and other trespasses against the peace, haue ben so lyghtly graunted before this time: It is accorded and establisshed by our soueraine lorde the kynge, by thassente of his prelates, erles, and barons, and at the request of the sayd knyghtes and

cõmuns,

cõmunes, that no such charters from henssorth shalbe graunted by our soueraine lorde the kynge, against the sorme of the statute late made at Northampton, the seconde yere of his regne.

Ca.iii. Charters.

¶ And as to charters graunted in times past, It is accorded and established by our soueraine lorde the kynge, by the same assent, and at the request aforesayde, that all suche whiche haue suche charters, shall come before the shyriffes and coroners of the counties, where the felonies be done, betwene this and the feast of the natiuitie of saint John baptist next comminge, and euery of them shal finde before the said shiriffes and coroners of the counties, where the felonies be done, his good and sufficient mainpernours, for whome the sayd shiriffes and coroners wyll answere, that they from henssorth shall bere them selfe well and lawfully. And the mainprises shall be sealed with theyr seales, and returned in the chauncery at the. xv. of the sayd feast of saint John. And they that wyl ayd them selfe by suche charters, and haue not founde mainprise, as aboue is sayd, or after the mainprise founde, bere them selfe otherwise against the peace, than they ought, theyr charters shall be holden for none. And in case that our soueraine lorde the kinge graunt any suche charters in tyme to come, that within. iii. monethes after the makinge of the same, they that haue the said charters, shal come and synde before the sayd shiriffes and coroners of the sayd counties, where the felonies be done, such mainprise, & also as before is said of their good bearing. And be the sayde maynpryses sealed and retourned in the chauncery within iii. wekes after the ende of the sayde. iii. monethes. And if they that shall haue suche charters wyll in tyme to come ayd them selfe therby, and haue not found suche mainprises, or after suche maynprises founde, do beare them otherwise agaynst the peace than they ought, theyr charters shall be holden for none, as afore is sayde.

Good abearynge.

Maynprise.

¶ Here begynneth the statute of purueyours for the kynges house, and of other articles made at westmynster the same. x. yere.

THis be the thinges accorded in the parliament of our soueraine lorde the kynge Edwarde the thirde after the conquest, holden at westmynster, the monday nexte after the halfe of Lent, in the. x. yere of his regne, by our sayd soueraine lorde the kynge, of the assent of the prelates, erles, barons, and also at the request of the knightes of the shires, and the cõmuns by their petitiõs put in the said parliamẽt.

Ca.i. Purueyours.

FYrst it is accorded, that for to represse the malyce of the purueiours of the kinges, queenes, and theyr childrens houses, and of other duresses by them done to the sayd people, by their outrageous takynges for the same houses, and other wyse than is conteyned in the article in a statute made at westmynster in the. v. yere of the kynges regne that now is, in fourme as hereafter foloweth, the same statute shalbe from henssorth published, kept, and holden in all pointes. where as in the statute made at westmunster, at the parliament sõmoned there after the feast of saint Kateryne, in the. iiii. yere of the kinges regne that now is, amonges other thinges there accorded & established, it is conteined, that vpon the greuances, whiche the purueiours of the kinges, queenes, and there childrens houses did to the people, in outrageous measure of corne, and also in wylful tailynge of hey, litture. &c. prouided by the same purueyours. Be it establysshed, that the sayd purueyours and takers of corne for the sayd houses of the kynge, and queene, shall take the same by the measure stryked, accordynge as is vsed throughout the realme.

And

And that all the corne, hey, litture, and bestayle, and all other vitayle, and thinges what so euer they be, to be taken for the same houses, shalbe taken at the true valure by the constables and other good people of the townes, where such takinges shalbe made, without that that by manace or dures the takers shall be driuen to set other price than their othe wyll. And where as in the same statute an article was rehersed, whiche was made in the tyme of the good memory of the kynge graundfather to our soueraine lorde the kinge that now is, where certaine peines be conteyned against those, which do vnduely make purueiaunce for such houses, for which peines the purueiours of the said houses haue not let to make outrageous and vndue takynges, against the tenour of the sayd statutes: To the honour and profit of our said soueraine lord the king, & for the quietnes and tranquillitee of his people, and for to refrain, and also to punishe the misdemeanour of the that haue made such outrages, in sclaunder of the kinge, the queene his companion, & their children: It is accorded and established, that the takinges and purueyaunces shalbe made for the said houses, by takynges made by the constables and .iiii. discret men of the townes, where such takinges and purueyaunces shalbe made, sworne, and without manace, as in the sayd statutes is conteyned. And that betwixt the purueiours, and those whose goodes shalbe taken, in the presence of the constables, and preisours, tayles shalbe made, sealed with the seales of the takers of the thinges so taken, by whiche tayles contentation shall be made to them, of whome the thinges shalbe so taken. And if any purueyour or taker for the sayde houses do otherwise, he shalbe incontinently arested by the towne, where the takinge shalbe made, and brought to the next iayle. And if he be therof attaynted there, be it done of him as of a thefe, if the quantitie of the goodes the same require. And from henssorth be it conteyned in the commissions of such takers and purueyours, be they vnder the great seale or the small, the fourme and the peyne conteyned in this statute.

Ca.ii. Enquestes. ¶ Item in euery case, where enquestes be to be taken before the steward or marshall of the kynges house, the same enquestes shalbe taken by people of the countrey therabout, and not by people of the kynges house, except it be of contractes couenauntes, or trespasses made by people of the same house, accordynge to the statute therof an other time made, in the time of the same kinge the graūdfather.

Ca.iii. Errour. ¶ Item in case where a man wyl complaine of errour, made before the sayd steward and marshall, the plentiffe shall haue a writ, to make the recorde and the proces to come before the kinge in his place, and there the errour shalbe redressed And so be it done in euery case, where a man wyll complayne of errour made before the sayd steward and marshall of the kynges house.

Ca.iiii. Horses. ¶ Item it is accorded, for the great greuaunces that the kepars of the kynges great horses haue done to the people, as our soueraine lorde the kinge hath perceyued by the shewynge of the sayd cōmunes, that purueyaunces from henssorth to be made for the said horses, as long as they do sojourned in any parties, shalbe made by the shiriffes of the counties, where the sayd horses ought so to sojourne and not by other. And that the commissions made afore this time to such kepars, shalbe from henssorth of non effect and vtterly repealed. And that the purueiaūces to be made by the sayd shiriffes in this case, shalbe delyuered to the sayd kepars by indentures.

Ca.v. ¶ Item it is accorded, that certeine people shalbe assigned to here and determine all the offences done by the said kepars, aswel at the suite of the kinge, as of the partie. Now be it this is holden for no statute as it appereth by the rolle.

Here

¶Here begynneth the ſtatute made at weſtmynſter in the .xi. yere of kynge Edwarde the thirde.

IT is accorded by our ſoueraine lorde the kynge, his prelates, erles, and barons, with the aſſent of the cõmuns in the parlyament ſummoned at weſtmunſter, the monday next after the feaſt of ſaint Mathy thapoſtle, in the .xi. yere of the regne of our ſayd ſoueraine lorde the kinge, that no marchaunt foreyn or denizen, nor none other, of what eſtate or condition that he be, vpon peyne of forfeyture of lyfe and of membre, and of aſmoch as he may forfeyt towardes our ſoueraine lord the kyng, ſhal bryng or cauſe to be brought, by hym ſelfe nor by other, priuely nor appertly from henſforth any wolles out of the realme, tyll by the kynge and his councell it be therof otherwiſe prouyded. Ca.i. wolles.

¶Item it is accorded, that no man nor woman great nor ſmall of England, Irelande, nor wales, nor of our ſoueraine lorde the kinges power in Scotlande, of what eſtate or condition he be, the kinge, queene, and their children onely except, ſhall were no cloth, whiche ſhalbe bought after the feaſt of ſaint Michaell nexte commynge, other than is made in Englande, Irelande, wales, or Scotland within the kinges power, vpon peyne of forfeyture of the ſame cloth, and further to be puniſſhed at the kynges wyll. And that in the ſayd landes of England, Irelande, wales, and Scotland within the kinges power, a man may make the clothes as longe and as ſhort as a man wyll. Ca.ii. Cloth.

¶Item it is accorded and ſtabliſſhed, that no marchaunt foreyn nor denizen, nor none other, after the ſaid feaſt of ſaint Michael, ſhal bring nor cauſe to be brought priuely nor appertly, by hym ſelfe nor by other into the ſayd landes of England, Ireland, wales, and Scotland within the kinges power, any clothes made in any other places, than in the ſame, vpon the forfeiture of the ſaid clothes, and further to be puny ſſhed at the kinges wyll. Ca.iii. Outlandyſſhe clothes.

¶Item it is accorded, that no man nor woman of the ſayd landes of Englande, Irelande, wales, or Scotlande within the kynges power, of what eſtate or condition that he be, the kinge, queene, and their children, the prelates, erles, barons, knightes, and ladies, and people of holy church, which may expend by yere an. C li. of their beneſy ces at the leſte, to the very valure, onely except, ſhall were no furre in his clothes, that ſhalbe bought after the ſaid feaſt of ſaint Michael, vpõ the forfeyture of the ſayd furre. And further to be punuſhed at the kinges will. Ca.iiii. furres.

¶Item it is accorded, that all the clothworkers of ſtraunge landes, of what ſo euer countrey they be, which wyll come into England, Ireland, wales, and Scotlande within the kinges power, ſhall come ſalfely and ſurely, and ſhall be in the kinges protection and ſaufconduyt, to dwell in the ſame landes chooſynge where they wyll. And to thentent the ſayd clothworkers ſhall haue the greatter wyll to come and dwell here: Our ſoueraine lord the kinge wyll graunt them fraunchiſes as many, and ſuche as may ſuffiſe them. Ca.v. Clothworkers.

¶Here begynneth the ſtatute made at weſtmynſter in the .xiii. yere of kynge Edwarde the thirde.

TO the honour of god, and of holly chuch, by thaſſent of the prelates erles, barons, & other aſſembled at the parliamẽt, holdẽ at weſtminſter, the wedneſday next after middel Lẽt, in the .xiii. yere of the regne of our ſoueraine lord kinge Edward the third of England and

the firſt yere of his regne of Fraunce, The kinge for the peace, and quietnes of his people, aſwel great as ſmall, doth graunt and eſtabliſhe the thinges vnderwritten, which he wyl to be holden and kept in all pointes perpetually to endure.

Ca.i. Fyrſt that holy church haue her lyberties in quietnes, without interruption or diſturbaūce. And that the great charter and the charter of the foreſt be holden in all pointes. And that the citie of London and all other cities and boroughes of the realme of England, haue all their fraunchiſes and cuſtomes, which they haue reſonably had and vſed in tymes paſt.

Fraunchiſes.

Ca.ii. Item in aſmoche as the kinge hath great compaſſion of that, that the people of his realme, by the cauſe of euyll tymes of warre of Scotland, Fraunce, and of Gaſcoyne, and of the gret coſtes and aydes that they haue done to him in ſundry wiſe, for the cauſes aforeſayd and other, and wyllyng to his people to do grace, wherby they may the better ayd hym, and the rather to be releued and cōforted of their greuaunce: at the requeſt of his people of England, hath releaſed and pardoned to his people, aſwell to the great as ſmall, of what eſtate or condition that they be, all maner of chatels of felons and fugitiues, eſcapes of theues, fynes, and amerciamentes, iſſues forfeyt, amerciamentes of murders, all maner of treſpaſſes of the foreſt, aſwell of ſowynge theyr ground, as of vert and veniſon, waſt, and euery other treſpas done within the foreſt, iudged or to be iudged, relyues, and eſcuages, tyll the tyme that the kinge that now is ſhall paſſe towardes Brabant. And alſo ayd to make our ſonne knight, & to mary our daughter for al our tyme.

pardon.

Ca.iii. Item it is aſſented, accorded, and ſtabliſhed, that all maner of dettes, accomptes, and arrerages of fermes and accomptes, in any maner due to the kinge, aſwell of the tyme of his progenitours, as of his owne tyme, tyll the begynnynge of the .x. yere of his regne of Englande, be pardoned and releaſed, to all great and ſmall of the realme of England, and to euery of them, and holly extinct. And that the dettes to be determined at the eſcheker before the time of kinge Edward that now is, and alſo the dettes to be determined at the ſame eſcheker, in his tyme, of tholde dettes due before his tyme, be extinct, pardoned, and releaſed for euer. So alwayes that the determynations made of the dettes due to the kinge, and ryſinge of his owne time ſhal ſtand in their force. And that the ſhiriffes, eſchetours, fermours of the manours, tayers, cuſtomers, vitaylers, and other receyuours of the kinges goodes or money, in time of the kinge that now is, which yet be in life, ſhall anſwere of the goodes and of the the money which they haue leuyed and receyued to the kinges vſe, without that that they ſhalbe in other maner charged, but onely of that that they haue receyued. But the heyres executours, and lande tenauntes of ſuche miniſters and receyuours, whiche be dead, ſhall be quytly diſcharged of all maner of accomptes and dettes that the kynge can demaunde, by occaſion of the leuyenges and reſceiptes aforeſayd, tyll the beginnynge of the ſayd .x. yere. And it is the kynges mynde, that ſuch as do owe hym dettes of any lone, and wyll accompt with the kynge, that the ſame ſumme of lone ſhalbe allowed to the kinge in their accompt, and charged vpon them, as thinge receiued by the kynges hande, notwithſtandinge this ordinaunce.

pardon.

Ca.iiii. Item bycauſe many miſchiues haue happened in dyuers countreys of England, which had no knowlege of preſentment of Engleſchery, wherby the cōmuns of the counties were often amerced before the iuſtices in Eyer, to the gret miſchief of the people: It is aſſented, that no iuſtice erraunt, ſhall put in any article, oppoſityon, preſentement of Engleſchery, agaynſt the cōmuns of the counties, nor againſt any of them, but that Engleſchery and the preſentment of the ſame, be holly

Engleſchery

ouſ

oute & voyd for euer. So that no perſō by this cauſe be from henſforth impeched.

Ca.v.

¶ Item bycause diuers miſchiefes haue happened, of that that in diuers places, aſwell in the Chauncelry, as of the kinges benche, the comune benche, and in the eſcheker, the iuſtices aſſigned, and other iuſtices to here and determyne deputed, the iudgmentes haue ben delayed, sometyme by difficulty, and sometyme by diuers opinyons of the iudges, and sometyme for some other cauſe: It is aſſented, ſtabliſſhed, and accorded, that from henſforth at euery parliament ſhalbe choſen a prelate, iii erles, & iii. barons, whiche ſhal haue commiſſion and power of the kynge, to here by petition delyuered to them, the complayntes of all thoſe that wyll complaine them of ſuche delayes or greuaunces made, and they ſhall haue power to do come before them at weſtmynſter, or els where, where the places or any of them ſhalbe, the tenour of recordes, and proceſſes of ſuche iudgmentes, ſo delayed, and to cauſe the ſame iuſtices to come before them, whiche ſhall be than preſent to here their cauſe and reaſon of ſuch delayes: which cauſe and reaſon ſo herde, by good aduyſe of them ſelfe, the chaunceller, treaſorer, the iuſtices of the one benche and of the other, and other of the kinges councell, as many, and ſuch as to them ſhall ſeme conuenient, ſhall proceede to take a good accorde and make a good iudgment. And accordinge to the ſame accorde ſo taken, the tenour of the ſayd recorde, togither with the iudgment, which ſhalbe accorded, ſhalbe remaunded before the iuſtices, before whom the plea dyd depend. And that they go haſtely to giue iudgment, according to the ſame recorde. And in caſe it ſemeth to them, that the difficulty be ſo great, that it may not wel be determyned, without aſſent of the parliament, the ſaid tenour or tenours ſhalbe brought by the ſaid prelates erles and barons in the next parliament, and there ſhalbe a fynall accorde taken, what iudgment ought to be made in this caſe. And accordinge to this accorde it ſhalbe commaunded to the iudges, before whom the plea dyd depend, that they ſhall procede to gyue iudgment without delaye. And to begynne to do remedy vpon this ordinance: it is aſſented, that a commiſſion and a power be made to the archbiſſhop of Caunterbury, the erles of Arundel and Huntyngton, the lorde of wake, and the lord Raufe Baſſet, to endure tyl the next parliament. And though the miniſters haue made an othe before this tyme, yet neuertheles to remembre them of the ſame othe: It is aſſented, that aſwel the Chaunceller, treaſorer, kepar of the priuy ſeale, the iuſtices of the one bench and of the other, the chaūceller, barons of the eſcheker, as iuſtices aſſigned, and al they that do medle in the ſaid places vnder them, by thaduiſe of the ſayd archbiſſhop, erles, and barons, ſhal make an othe wel and laufully to ſerue the kinge and his people. And by the aduiſe of the ſaid prelates, erles, & barons, be it ordeined to encreace the numbre of the miniſters whā nede ſhalbe, & thē to deminiſh in the ſame maner. And ſo whā officers ſhalbe newly put in office as is afore ſaid, they ſhalbe ſworn in the ſame maner.

Delayes.

Parliament.

Othe.

¶ Item it is aſſented, that by the miſpriſion of the clerkes of euery place, no proces ſhalbe annulled or diſcontinued, by miſtakinge in writynge one ſyllable or one letter to moche or to lytle, but as ſoone as the thinge is perceiued, by challenge of the party or in other maner, it ſhalbe haſtely amended in due forme, without gyuinge auantage to the party that challengeth the ſame bycauſe of ſuch miſpriſiō.

Ca.vi.

Miſpriſion.

¶ Item bycauſe that ſome ſhiriffes haue theyr baylywekes for terme of yeres of the kinges graunt, and ſome do ſo moche truſt to tary in their office by procurement, that they be encowraged to do many oppreſſions to the people, and euyll to ſerue the king and his people: It is aſſented and ſtabliſſhed, that no ſhiriffe ſhal tary in his baylyweke ouer a yere, and than an other conuenyent be ordeyned in

Ca.vii.

Shyriffes.

his place, that hath land sufficient in his bayliwecke, by the chaunceller treasorer, and chef baron of the escheker, takinge to them the chief iustices of the one bench and of the other, if they be present. And that shalbe doone yerely in the morow of all sowles, at the Escheker.

Ca. viii Escheatours.

¶ Item where as somtyme there were no more but .iii. eschetours in Englande, that is to say, one eschetour on this side Trent, and an other beyond, wherby the kinge and the people were worse serued, than in the tyme when there were fyue eschetours, and of lesse estate: It is assented and accorded, that from henceforth there shalbe as many eschetours assigned, as were in the time, whan the kyng that now is, dyd take the gouernaunce of this realme vpon hym. And that the same eschetours be chosen by the chaūceller, treasorer, and chief baron of the escheker, takinge to them the chef iustices of the one bench and the other, if they be present, in maner as is aforesayd of shirriffes. And that no eschetour tary in his office aboue a yere. And that no coroner be chosen, oules he haue land in fee sufficient in the same county, wherof he may answere to all maner of people.

Coroners.

Ca. ix.

¶ Item where as many mischiues be happened through the realme, of that that shirriffes haue let the hundredes and wapentakes to an higher ferme, than they do yelde to the kynge, and the fermours do let the same to other at more higher and greatter summes, in suche maner, that by the highe lettinge and enhaunsinge of the fermes, and by the great number of bailiffes erraūtes, out riders, and other whom the shirriffes, bailiffes, & hundreders do put in, the people be in many maners charged and greued: It is assented and accorded, that from henceforth all the wapentakes and hundredes, which be seuered from the counties, shalbe reioyned to the same counties, as before this tyme hath ben stablished by an other statute. And that the shirriffes hold the same in their owne handes, and put in such bailiffes and hundreders hauing landes within the same bayliwekes and hundredes, for whome they wyll answere. And if they will let any hundredes, bailiwekes, or wapentakes to ferme, they shall let the same at the auncient ferme, without any thinge encreasinge, And that the kinge and his people be serued by such bailiffes and hundreders and their vnderbailyffes, in auoydinge for euer the outryders and other, whiche in diuers counties before this tyme haue notoriously distroied the people. And that no bailiffe erraunt be but in the counties, where bailyffes erraūtes haue ben in tymes past, in tyme of the kinges graundfather that now is. And that there be no more but one bailiffe erraūt in one coūty. And it is assented, that all other, of what estate or condicion they be, which haue ben bailiffes or hundreders in fee, if they the same wyl hold in their owne handes, than they shal put in such baylyffes, for whome they wyll answere. And if they wyll let the same to ferme to other, than they shall let the same at the auncient ferme, without any thinge encreasinge, as afore is sayd, and the iustices of the one benche and the other, the barons of the escheker, and the iustices assigned shall haue power to enquire of all those, that come against this ordinaunce, at all tymes that they come into the countrey, and to do such punishment as to them shall seme conuenient to be done, accordyng to the law and reson. And if the shirriffes or their fermours be found in defaut in any poynt against this ordinaunce, and therof be attainted, the hundredes and wapentakes, where such defautes shalbe found, shalbe taken into the kinges handes, and let to other by the said iustices, & to commaūde the to prison, there to remaine tyl they haue made fine and raunsom to the king according to the quātity of the trespas. And neuertheles they shal answer to the king of the hole ferme. And that the lordes, which hold hūdredes or wapētakes in fee, shal set

Hundredes & wapentakes let to ferme.

Bayliffes erraunt.

suche

ſuche bailiffes, which be ſufficient to anſwere the kinge and his people. And if their baylyffes do againſt this ordinaunce, they ſhalbe called to anſwere. And if they be attainted, they ſhall haue ſuche puniſhment as the law of the lande requireth in ſuche caſe, and they ſhalbe out of their bailiwekes for euer, and other ſufficient put in their places by the ſame lordes.

Ca.x. ¶ Item in the right of the gaoyles, whiche were wont to be in the warde of the ſhiriffes, and annexed to theyr bailiwekes: It is aſſented and accorded, that they ſhalbe reioyned, to the ſhiriffes, and the ſhiriffes ſhal haue the cuſtody of the ſame gaoyles, as before this tyme they were wont to haue: And they ſhal put in ſuch keepars, for whom they will anſwere. And if it happen that the kepar of the priſon or vnderkepar, by to great dures of impriſonment, and by peine make any priſoner, that he hath in his ward, to be come an appellour againſt his will, and therof be attaynted, he ſhall haue iudgment of lyfe and of membre. And that the kinges iuſtices, before whom ſuch caſe ſhall happen, ſhall enquire vpon the trouth: And if they fynd by enqueſt therupon taken, that any kepar or vnderkepar hath done the ſame, he ſhalbe therof arraigned: and if he be founde gilty, he ſhal haue iudgement of lyfe and of membre, as afore is ſayd. Gayles.

Ca.xi. ¶ Item it is aſſented and ſtablyſhed, that euery clerke, which ſhalbe deputed to receiue recognyſances in cities and burghes accordinge to the ſtatute marchaunt, ſhall abyde in propre perſon to do his office accordinge as is conteined in the ſtatute of Acton Burnel. And that he haue lādes ſufficient in the ſame county wherof he may anſwere to all perſons if he offend. And if any other be in the ſame office, he ſhalbe remoued, and an other conuenient ſet in his place. Clerke.

Ca.xii. ¶ Item where as it is conteyned in the great charter, that one meaſure and one weyght be throughout Englande, and alſo it is conteyned in a ſtatute made in the tyme of kinge Edward, graundfather to the kinge that now is, that none ſhall ſel by the buſſhell, if it be not marked with the kinges ſeale, and that it be accordinge to the ſtandard: And alſo it is conteyned, that he whiche ſhalbe attainted for hauinge double meaſure, that is to ſay, one greater to bye, and an other leſſe to ſell, ſhalbe impriſoned as falſe, and greuouſly puniſſhed, which thinges haue not ben holden nor vſed after the ſayd eſtabliſhment, to the great grief of the people: It is aſſented and accorded, that from henſforth one meaſure and one weight ſhalbe throughout the realme of Englande. And that the treaſorer do to be made certeyne ſtandardes of buſſhels, galons, of weyghtes of auncell, and ſend the ſame into euery coūty, where ſuch ſtandardes be not ſent afore this time. And therpō ſhalbe aſſigned. ii. good and ſufficiēt perſons in euery coūty, and more accordinge as the county in greatnes requireth, to ſuruey aſwel within fraūchiſe as without, that the meaſures and the weightes be accordyng to the ſtandard. And that they haue power to enquire here and determyne, and to puniſhe all thoſe that ſhalbe found therof gilty. And that the ſhiriffes at their commandementes receiue and reteine them in priſon til they haue made fine to the king. And euery perſon that will complaine of ſuch as do offende in byeng or ſellinge, ſhalbe herd aſwell for the kynge as for them ſelfe. And that the ſayd aſſignees ſhall deliuer their eſtretes euery yere in the morow of ſaint Michaell at the eſcheker, and take for their expenſes the. iiii. part of that that they may leuey, and anſwere to the king of the iii. partes. And of that that may not be leuied before their profer, the. iiii. part ſhalbe alowed to thē at the eſcheker, and the. iii. partes leuied to the kinges vſe. And it is not the kinges minde, but that the clerk of the market ſhal do his office where he wil, accordinge as he was wont to do in times paſt. Nor that the lordes Meaſures & weyghtes. Clerk of the market.

of franchises shal not be out of their franchises by the occasion of this ordinance.

Ca.xiii. ¶ Item where as in the great charter it is contened, that after the deth of the auncestors, which hold of the kynge in chief, and whose heires be within age, that the kinge shall kepe the landes without waste and distruction, and restore them holly to the heires whan they come to their full age. And against god and right, and the sayd establishmentes, the escheatours and other, to whome the landes of suche heyres haue ben committed, haue done waste and distruction, to the great mischefe aswell of the heyres of erles, barons, and other great men, as of other whiche hold of the kinge in chiefe. And neuertheles the sayd escheatours haue not had conscience to do such distructions, and scarcely haue answered the kinge therfore it is assented and stablished, that from henceforth after the deth of euery person whiche holdeth of the kinge in chiefe, that the escheatours shal do to be seased into the kinges handes the landes, as parteineth, without doinge waste in houses, woodes, parkes, pondes, and other extortions, which may fall to the damage of the heire. And hastily after the Diem clausit extremum, delyuered to him, to retourne the same by a good and true extent in the Chauncery: after which retorne if it be founde that the heire is within age, and the next frendes of the heire, to whome the inheritaunce can not descende, shall come and offer them to take the sayd landes, yeldinge the value to the kinge tyll the age of the heyre as farforth as other will yelde without fraude, by accorde bet wixt the chaunceller and the treasorer, they shall haue a commission to kepe the sayd landes by good and sufficient suretie tyll the age of the sayd heyres, and to answere the kinge of the value. And it is not the kinges intent, that by this statute he be for closed to haue an action of wast against such gardeins and fermours, as he and his auncestors haue had before this time. And that the heires, whan they came to their age shal haue their action by writ of wast against suche gardeins and fermours.

Escheatours.

Waste.

Gardeynes.

Ca.xiiii. ¶ Item where as before this time in case that a man hath demaunded by petition in the parliament certeine landes and tenementes, which be in the kinges handes, & to the same petitions, haue ben answered in the same parliamẽt, chaucery, or in the kynges benche, that the kynge wyl, that a writ be sued to the treasorer & chamberlayns of the echecker to serche charters, minumentes, and other remembraunces, which may hym auayl, wherby he may be aduised to make answere, to whiche writes cõmunly the treasorer and chamberleins haue answered, that they haue serched, but not by serche, and wolde not answere, that they haue fully serched, and nothinge found, nor that they can no more finde, but that that they haue sent, wherby by the lawe afore this tyme vsed, a man hath not had cause to put them, which be for the kinge to answere, and in such maner the demaundaunces haue ben greatly delayed, to their great mischefe: wherfore it is assented, that after that the .iiii. writes be retourned, whether that minument or remembraunce be founde for the kinge or not, that than in the parliamẽt, Chaucery, or in the kinges benche, or in the cõmune benche, they which shal sue for the kinge, shalbe put to answere, and to defende the landes and tenementes so demaunded against the kinge, to the best that they can or may, according to the law, so an other time that euery of the .iii. writes be delyuered to the treasorer and to the chamberleins .xl. daies before the day of the retourne. And that by commaundement of the great seale nor priuy seale no point of this statute shalbe put in delaye, nor that the iustices, of what so euer place it be, shall let to do the cõmune law by commaundement which shal come to them, vnder the great seale or priuy seale.

Herche.

Seale.

Ca.xv. ¶ Item where as by diuers statutes made before this time in diuers parliamen-

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tes it was assented, that no charter of pardon of the deth of a man shuld be made by the kinge, but in case where he may do it kepinge the othe of his crown, which statutes haue not ben holden, but charters haue ben graunted without number to diuers theues and mainsteers, to the euyll example and feare of good people and lawfull: wherby the theues and offenders be confortes to do theyr roberies and manslaughters, and the same do fro day to day, and the more be encouraged to do the same, by cause of hope lyghtly to haue their charters of pardon: It is assented, stablished, and accorded, that no charter of pardon of the deth of a man, nor of other felony, shalbe from henssorth graunted to any man, but in case where the kinge may the same do saluinge the othe of his crowne, as it is contened in the statutes made before this tyme. And if any charter be from henssorth graunted against the sayd statutes, the same shalbe holden for none. Charter of pardon.

Item where as before this tyme it was stablysshed, that enquestes and iuries, which be to be taken aswell of the kinges benche as of the cõmune benche, shuld be taken before one or two iustices of the same place, as it is contened in the said establishment, and now it is notoriously seene and knowen, that diuers enquestes and iuries haue ben taken and yet be in diuers counties of Englande, where no iustice dyd come, to the great mischefe of the parties that do sue, and also of the good people of the countrey whiche be impanelled: wherfore it is assented and stablished, that who so euer demaundeth the Nisi prius in the kinges benche as well at the suite of the defendaunt as the pleintiffe, as before this tyme hath ben done by the forme of the statute, the Nisi prius shalbe graunted before any iustice of the place where the plea dependeth, if any of the same place may well go into those parties. And if not, than the Nisi prius shalbe graunted before any iustice of the cõmune bench, at a certaine day, which may be accorded, and to delyuer or sende the tenour of the recorde to him vnder the seale of the chiefe iustice of the place, at which day he shall take the enquest, and retourne the verdit vnder his seale, with the writ, the tenour, and the panel, which shalbe receiued in the kinges benche, and there enrolled, and therupon iudgment giuen accordinge to the verdicte of the same enquest. And the sayd iustice of the cõmune benche shall haue power to recorde defaultes and nonsuites, as farforth as if the Nisi prius had ben graunted before any iustice of the kinges benche. After whiche defaultes so recorded and returned in the kinges benche, the iustices shall go to gyue iudgement vpon the same recorde. And in the same maner be it done of all the pleas, whiche be or shalbe in the cõmune benche, wherof the enquestes and iuries be or shalbe taken in the countrey by Nisi prius. And if none of the iustices of the same place go, the Nisi prius shalbe graunted before any iustice of the kinges bench, & do as afore is sayd of the iustices of the cõmune bench. And the tenour of the recorde sent to the same iustice, he shal haue like power as afore is sayd of the iustices of the cõmune benche, which be assigned to take enquestes and iuries of the kinges benche. And if it happen that none of the iustices of the one bench nor the other may come in the countrey, where enquestes or iuries be to be taken, than the Nisi prius shalbe graunted before the chiefe baron of the escheker, if he be a man of the law, and he shall haue such power as the iustices of the one bench and the other haue by the statute. And in case that none of the iustices of the one ben che nor the other, nor the chief baron of the escheker, beinge a man of the law, do not come in the countrey where the enquestes and iuries be or shall be taken by the Nisi prius: than the Nisi prius shalbe graunted before the iustices assigned to take assises in those parties. So alwaies that one of the sayd iustices assigned

Ca. xvi.

Enquestes.

Nisi prius.

pleas.

be iuſtice of the one benche or the other, or the kynges ſeriaunt ſworne. And the ſame iuſtices ſhall haue ſuch power as afore is ſayd, of the iuſtices of the one benche and of the other. And if the one partie demaunde the tenour of the recorde to haue with him, to deliuer to the iuſtices, before whom the Niſi prius is graũted, for to eſchue that no fraud nor damage be done to the other partie, nor to the people of the enqueſtes: an other tenour of the ſame recorde ſhalbe delyuered to the other partie, if he the ſame require. And where as it is an other tyme ſtabliſhed, that the iuſtices, before whom the Niſi prius hath ben graunted in pleas of aſſiſes, of darreyn preſentment, and quare impedit, ſhuld haue power to gyue the
Iudgement. iudgmentes in the countrey vpon the verdit of aſſiſe and of enqueſt, and vpon nonſuites and defautes: It is aſſented, that the iuſtices of the one benche and of the other, the chief baron of the eſcheker, and the iuſtices aſſigned, before whome the Niſi prius is graunted by this ſtatute, ſhall haue power to gyue the iudgementes in the countrey, and to retourne the ſame accordinge as is conteyned in
Ca. xvii. the ſtatute of Yorke therupon made.

Iuriſutrum. ¶ Item it is aſſented and ſtabliſhed, that perſons, vicars, wardeyns of chapelles and prouoſtes, wardeyns and prieſtes of perpetuall chaunteries, ſhall haue their writes of Iuriſutrum of landes and tenementes, rentes, and poſſeſſions annexed and giuen perpetually in almes to vicarages, chapels, or chãteries, and recouer by other writes in their caſe aſſarforth as perſons of churches or prebendaries.

Ca. xviii ¶ Item bycauſe that the demaundantes in plea of lande haue ben often delayed of that that the tenauntes haue vowched to warrantie a deed man, againſt which
Voucher. vowcher the demaundauntes before this tyme myght not be receyued to auerre, that the vowchee is deed, to their great delay and miſchief: It is accorded and ſtabliſſhed, that from henſforth, if the tenaunt vowche to warrantie a deed man, and the demaundauntes wyll auerre, that the vowchee is deed, or that there is none ſuche, their auerment ſhalbe receiued without more delay.

Ca. xix. ¶ Item it is aſſented, that the purueyaunces, which ſhalbe made for the kynges
Purueiance. houſe and the queenes, where they do abyde and paſſe through the countrey, ſhal be made by warrãt and power giuen to them, which ſhal make the purueiances: In which ſhalbe expreſly conteined, that they ſhall take nor bye nothinge, onleſſe it be by promiſe made betwixt the byer and the ſellar, and by the agreement of the ſellars. And if any wyll any thinge take by colour of his commiſſion agaynſt this ordinaunce, none ſhalbe bounde to obey hym nomore than if he had no commiſſion. And of that that ſhalbe ſo bought and purueyed, payment ſhalbe made to the ſellar before that the kinge paſſe out of the yerge. And of great purueyaunces to be made, as of fleſh, fiſhe, and other vitailes for the kinges warres, and for to vitaile the caſtelles and townes in Scotlande and England, and other places,
Marchauntes Purueiours. certaine marchauntes or other good people ſhalbe deputed by the treaſorer, to make the ſayd purueyaunces, without cõmiſſions, and without the kinges or others power. So that the people nor none of them be put to ſell any thing againſt
Horſes. their will. And that no commiſſion be made to the kepers of the kinges horſes, but be it onely commaunded to the ſhiriffe, that he make purueyaunce by hym and by his, of the iſſues of his bailiweke. And the numbre of the horſes, for which he ſhal make ſuch purueyaunce ſhalbe conteyned in the ſayde commaundement. And that no purueyaunce be made ouer this number. Sauinge that the chiefe kepar haue an haukeney, and that he take good heed, that the countrey be not charged of more than ſhall kepe the horſes, but for euery horſe a knaue, without bringinge women, pages, or dogges with them. And if more be founde abidinge

in charge of the countrey, they shalbe brought to the puison, there to remayne tyll the kinge hath sent his wyll. And in the same mayer be it commaunded to the shirriffes, that they make theyr purueyaunces for the kynges dogges of the issues of their bayliwekes where they dwell. And that such purueyaunces be made by none other but by the shirriffes. And be it conteyned in his commaundement the numbre of the dogges for which he shall make purueyaunce, ouer which numbre no purueyaunce shalbe made, so that they lyue of their certaine, without chargynge the countrey. And if any fynde him greued against this ordinaunce, he shall haue his recouery against the shirriffe of such greuaunces done to him. Dogges. Ca.xx.

¶ Item the graunted, releassed and pardoned of the said chatels of felony and fugityues, and many other thinges vnder writen, which the kinge hath graunted to the prelates, erles, barons, and all the cōmunes of his realme for the ease of them perpetually to endure, the sayd prelates, erles, barons, and all the cōmuns of the realme, wyllyngly of one assent and good wyll, hauynge regarde to the wyll that the kinge their liege lord hath towardes them, and to the great trauailes that he hath made and susteyned aswell in his warres of Scotland, as against the parties of Fraunce and other places, and to the good wyll which he hath to trauayle to kepe his realme, and mayntayne his warres, and to purchace his rightes: They haue graunted to him the.ix. lambe, the.ix. fleese, and the.ix. shefe, to be taken by two yeres than next to come. And of cities and burghes the veray.ix. part of all their goodes and cattals, to be taken and leuyed by lawfull and reasonable taxe by the same two yeres, in ayd of the good kepinge of this realme, aswell by land as by sea, and of his warres, aswel against the parties of Scotland, the parties of Fraunce, Gascoine, and els where. And in right of marchaūtes foreyns, which dwell not in cities nor burghes, and also of other people that dwell in forestes, and welles, and al other that lyue not of their gaine nor store, by the good aduise of the which shalbe deputed taxers, shalbe set laufully at the valure to the fiftene without being vnreasonably charged. And it is not the intent of the kinge, nor of other great men, nor the cōmuns, that by this graunt made to the kinge of.xv. the poore beggyl people, nor other that lyue of their bodely trauayle, shalbe comprised within the taxe of the said fiftene, but shalbe discharged by the aduise of them which be deputed taxers, and of the great men which be deputed surueiours. Subsidy. Taxers.

¶ Item though the cōmuns of the realme dyd pray the kinge, that he wold by assent of the parlyament graunt and stably sshe, that neuer shulde be taken more custome of a sacke of wolle than halfe a marke, nor of leade nor tinne, lether nor wolfelles, but the olde custome: Neuertheles the king prayeth the prelates, erles, barons, and all the comynalty, for the great busines which he hath now in hande as they well knowe, that they wold graunt to hym some ayd vpon the wolles, lether, wolfelles, and other marchaundises, to endure for a small season, wherypon delyberation had, the sayd prelates, erles, barons, and cōmuns of his realme hath graunted to hym.xl.s. to be taken of euery sacke of wolle, and.xl.s. of euery.iii. C. wolfelles, and.xl.s. of euery last of lether and other marchaundises that passe beyond the sea after the rate. And to beginne at the feast of Ester, in the.xiiii. yere of his regne, and to endure tyll the feast of Penthecost, than next folowinge. And fro that feast tyll the feast of Penthecost than next folowinge into a yere. And for this graunt the kinge by the assent of the prelates, erles, barons, and all other assembled in his parliament, hath graunted, that from the feast of Penthecost, whiche commeth into one yere, he nor his heires shall not demaunde assesse nor take, nor suffer to be taken more custome of a sacke of wolle of any Englysshman, but Ca.xxi. Custome. Ayde. Subsidy.

halfe

halfe a marke only. And vpon the wolfelles and lether the olde custome. And the sacke oweth to conteyne .xxvi. stones, and euery stone .xiiii.li. And that euery man that shippeth wolles ouer the sea, Englishman or other, resident inhabitinge or repayringe in Englande, shall finde good and sufficient surety to the customers before his passinge, to bringe againe of euery sacke of wolle, plate of siluer, to the valure of two markes at his first retourne or repayringe. And to bringe the same plate to the kinges exchaunge, and there to receyue his money. And that none coket wolles, but in the name of him that shalbe owner of the same. And if any be found otherwise coketted, they shalbe taken in the kinges handes as forfeyt. And this stablishment lawfully to be holden and kept, the kinge hath promised in the presence of the erles, barons, and other in his parliament, no more to charge, set, or assesse, vpon the custome, but in the maner as afore is sayd. In the same maner the prelates, erles, & barons, haue promised lawfully, as much as in them is, that they shal procure the kinge, as much as they may, to hold the same. And that they shal in no wise assent to the contrary, if it be not by assent of the prelates, erles, barons, and comunes of the realme, and that in full parliament. And for the more greatter surety, and to giue cause to all to eschewe, to councell to the contrary of this ordinaunce, The prelates haue promised to giue sentence vpon all them that come against the same in any pointe.

Plate of siluer.

Wolles coketted.

¶ Here begynneth an other statute made at westmynster in the sayd. viii. yere of kynge Edwarde the thirde.

Ca.i.

EDward by the grace of god. &c. to all them. &c. gretinge. Knowe ye, that where as the prelates, erles, barons, and comuns of our realm of Englande, in our present parlyament holden at westminster, the wednesday next after the sonday of myddell Lent, the .xiiii. yere of our regne of England, and the first of Fraunce, haue graunted to vs of their good gree and good wil, in ayd of the spede of our great busines, which we haue to do, aswell on this side the sea as beyond, the .ix. shefe, the .ix. fleese, and the .ix. lambe, to be taken by two yeres next commynge, after the makynge of the same, and the cytyzens and burgesses of burghes the veray .ix. part of all their goodes, and the forzeyn marchauntes and other, which lyue not of graine nor of store of sheepe the .xv. of theyr goodes lawfully to the valour: we wyllynge to prouyde to thindempnytee of the said prelates, erles, barons, and other of the cominalty, and also of the cityzens, burgesses, and marchauntes afore sayd, wil and graunt for vs and our heires, to the same prelates, erles, barons, and comuns, cytizens, burgesses and marchauntes, that the same graunt, which is so chargeable shal not an other tyme be had forth in example, nor fall to their preiudice in tyme to come, nor that they be from henssforth charged nor greued to make any ayd, or to sustayne charge, if it be not by the comune assent of the prelates, erles, barons, and other great men, and comuns of our sayd realme of England, and that in the parlyament: And that all the profytes rysinge of the sayd ayd, and of wardes and mariages, customes and eschetes, and other profites rysinge of the sayd realme of Englande, shalbe set and dispended vpon the maintenaunce of the safegarde of our sayd realme of England, and of our warres of Scotland, Fraunce, and Gascoine, and in no place els where during the sayd warres.

Ayde.

Ca.ii.

¶ Item where as it is conteyned in the great charter, that all marchauntes shal haue saue and sure conducte, to go out of our realme of Englande, and to come and abyde and go through the realme of Englande, aswel by water as by lande,

Marchantes fraungers.

and

and to bye and ſell, payeng their rightes and cuſtomes. but in the tyme of warre: we at the requeſt of the prelates, erles, barons, and cõmuns wil ⁊ graũt for vs ⁊ for our heires and ſucceſſours, that al marchaũtes denyzens and foreyns, except thoſe which be of our enemyty, may without let, ſafely come in the ſayd realme of England, with their goodes and marchaundiſes, and ſafely tary and safely retourne, paieng the cuſtomes, ſubſidies, and other profites reaſonably therof due. So alwayes that fraunchiſes and free cuſtomes reaſonably graunted by vs and our auncеſters to the city of London and other cities, burghes, and good townes of our realme of England be to them ſaued. Fraunchiſes.

Here begynneth the ſtatute for the clergy made at weſtmynſter the. xiiii. yere of kynge Edwarde the thirde.

EDwarde by the grace of god. ⁊c. gretinge. ⁊c. Knowe ye, that where as in the firſt article of the great charter it is conteyned, that the church of England be free, and haue all her rightes entyerly and fraunchiſes not bleamiſſhed, and alſo in all the hole ſtablyſhmentes made as well in the tymes of our progenitours, as in our owne tyme, the ſame article is often ratified and confyrmed. Neuertheles in our parlyament holden at weſtmynſter, the wedneſday next after the ſonday of middell Lent, it is ſhewed to vs by the reuerend father in god John archbiſſhop af Launterbury, primat of all Englande, and the other prelates and clergy of our realme, howe ſome oppreſſions and greuaunces be done in dyuers maners by ſome our ſeruauntes to people of holy church, againſt the fraunchiſe of the great charter, and the ſtabliſhmentes aforeſayd, which oppreſſions they ſhew in petition, prayenge vpon the ſame remedy. wherfore we, their petition ſeene and regarded, and therupon delyberation had with the piers of our realme, and other of our councell and of the realme ſummoned to our ſayd parlyament, and hauinge regarde to the great charter, and to other ſtatutes aforeſaid, and at the requeſt of the ſaid prelates and clergy, which haue moche ayded vs, and dayly do, by thaſſent and accorde of the ſayd piers, and of all other ſummoned and being in our ſayd parlyament, haue graunted and do graunt for vs and our heires and ſucceſſours to the ſayd prelates and clergy, the thinges vnderwriten perpetually to endure. Clergy.

FYrſt that none by vs, nor by other commiſſion of the gret ſeale nor of the ſmal nor without commiſſion, ſhall take nothinge of corne, hey, beſtes, cariage, nor other goodes of arche by ſſhops, by ſſhops, abbottes, priours, abbeſſes, prioreſſes, perſons, vicars, or of other people of holy church nor without, againſt the agreement and wyll of the owners of the ſame goodes. And we do defend, that from henſforth no ſuch commiſſions vnder the gret ſeale nor the ſmall, ſhal in any wiſe go forth for any priſes to be made. For we do take the ſayd prelates and clergy, with their poſſeſſions, goodes, and catalles into our eſpeciall protection and defēce. Alſo we graũt for vs and our heires, that we ſhal not from henſforth charge any of the prelates or clergy, nor their houſes to receyue geſtes, nor ſoiourners of Scotlande nor of other countrey, nor our horſes nor dogges, fawkons nor other hawkes of ours nor others againſt their gree and wyll. Sauinge alwaies to vs the ſeruices, which be due to vs of right of them which owe to vs the ſame ſeruices, to ſuſteyne and receiue dogges, horſes, or hawkes. Ca i. Seale. Prelates. Clergy. Dogges for ſes hawkes. Ca, ii.

¶ Item bycauſe of the temporalties being in our handes, or in the handes of our auncеſters by reſon of archbiſſhopriches, by ſſhopriches, or other prelacies voyd, and alſo bycauſe of other landes, tenementes, fees, and aduowſons being in our handes

Plenarty.

handes, and in the handes of our auncesters, by nonage of heires, it hath ben vsed before this tyme, that exception of plenarty shuld hold no place against vs, nor against any of our auncesters, no more, in case where suche presentmentes shuld be devolute to vs in an others right, than if they had ben in our owne right or in the right of our crowne, wherby many persons and prebendaries were out of theyr churches, prebendes, and benefices, which they had longe tyme holden, to theyr great mischiefe and impoverishment: we wyl and graunt for vs and for our heyres, to voyde suche mischiues, that from henssorth we nor our heyres, shall not make collation, or presentment to any church, prebende, chapell, or other benefyce, by the occasion of suche voydaunces of prelacies, or of the landes of infauntes within age, or of others commen or to come in our handes, or in the handes of our heyres, if we or our heyres do not make our collations or presentmentes within. iii. yeres after that suche benefices do so of dede become voyde. And that of suche churches and other benefices, of which clerkes be in possession, and haue had possession by a yere before the makinge of this statute, we nor our heires shall haue none action nor reason to present to suche benefices so full. And we wyll not, that any man be holden to answere to any writ of Quare impedit, taken in our name in suche case, if the collation or presentment be not made within. iii. yeres after the voydaunce as afore is sayd. And of such voydaunces cõmen in the tyme of our auncesters, no collation nor presentment shalbe from henssorth made by vs nor by our heyres, but of any action to take of such voydaunces we be holly and quitly forcloſed.

Presẽtmẽtes

Quare impedit

Collation.

Ca. iii. Temporalties of Byssops

Item we wyll and graunt for vs and for our heires, that from henssorth we nor our heires shall not take, nor do to be taken in our handes the temporalties of archbysshops, bysshops, abbottes, priours, or other of what estate or condition they be, without a true and iust cause, accordinge to the law of the lande and iudgment thervpon gyuen.

Ca. iiii. Eschetours.

Item bycause that in the petition of the sayd prelates and clergy, it is conteyned, that eschetours and other kepars, in tyme of vacation of archbisshopriches, bysshopriches, and other prelacies haue done great waste and destruction in the same in tymes past: we wyll and graunt for vs and for our heires, that at all tymes from henssorth, whan suche voydaunces shall happen, that our eschetours, and the eschetours of our heires, which for the tyme shalbe, shall entre and do to be well kept the sayd voydaunces, without doing waste or destruction in the manours, parkes, pondes, or woodes. And that they sell no vnderwood, nor hunt in the parkes or warens, nor fisshe in the pondes nor free fisshinges, nor shall take no fyne of the tenauntes free nor bonde: but shall kepe and saue asmoch as parteyneth to the sayd voydaunces without doinge harme or any maner of oppression. And if the deane and chapitre of churches cathedrall, priours, supprioure, prioresses, supprioresses, and couentes of prelacies, abbeyes, or priories, whose voydaunce parteyneth to vs and our heires, wyll render to vs and our heires the valure of the sayd voydaunces, as other wyll reasonably yeld, than the chaunceller and the treasorer shall haue power to let to the sayd deane and chapiter, priour or supprior, prioresse or supprioresse and couent, the sayd voydaunces by good and sufficient surety, so that they shall haue the same before all other, yeldinge to vs the valure, accordinge as shalbe found by remembraunces of the escheker, or by enquest to be taken vpon the same if nede be, without makinge fyne. And in case they wyll not accorde to yelde the valure, nor fynde suche surety, than the chaunceller and treasorer shall do to be ordeyned the good kepinge of such voydaunces

Waste.

Voydaunces

daũces by eſchetours or other ſufficient kepare, to anſwere the kinge of that that to him partaineth reaſonably without doinge waſt or diſtruction, or other thing, which may tourn in diſheriſõ of the churches, wherof ſuch voidaũces ſhal happẽ. ¶ Item holly to ſhewe the affection and good will, which we haue to that that partayneth to god and to holy churche: we will, and by theſe preſent letters do graunt full power to our ſayd chaunceller and treaſorer, which takinge to them other of our councell, ſuch as to them ſhall ſeme beſt to be taken, by good information of the remembraunces of theſcheker and other informations as to them beſt ſhal ſeme, ſhal let the vacations of archbyſſhopriches, biſſhopriches, abbeys, priories, and other houſes, whoſe voydaunces parteyneth to vs, to the deane and chapiter, priour or ſuppriour, prioreſſe or ſuppprioreſſe and couent, to yelde a certeyne of euery voydaunce by the yere, quarter, or moneth, ouringe the vacations, accordinge as to them beſt ſhall ſeme, without makinge any fine. And that no eſchetour nor other minſter in the tyme of vacations, ſhall haue cauſe nor mater to entre, or therof to medle to do any thinge, which ſhalbe in preiudice of the churches, wherof ſuche voydaunces ſhall happen. Sauinge to vs and our heires the knightes fees, aduowſons of churches, eſchetes, wardes, mariages, relyues and ſeruices of the ſayd fees. In witnes wherof we haue made theſe our letters patentes. Dated at weſtminſter the. xvi. day of Apryll, the. xiiii. yere of our regne of England, and the fyrſt of Fraunce.

Ca.v.

Vacations

Eſchetours

¶ Here beginneth the ſtatute made in the ſayd. xiiii. yere, that the realme of Englande ſhulde not be ſubiecte to Fraunce.

EDward by the grace of god, kinge of Englande and Fraunce, and lord of Ireland, to all thoſe which theſe letters ſhall here or ſe, gretynge. Knowe ye, that where as ſome people do thinke, that by the reaſon that the realme of Fraunce is deuolute to vs as right heire of the ſame, and for aſmoch as we be kinge of Fraunce, our realme of England ſhuld be put in ſubiection of the kinge and of the realme of Fraũce in time to come, we hauinge regard to the eſtate of our realme of England, & namely that it neuer was, nor ought to be in ſubiection nor in the obeyſaũce of the kinges of Fraunce, which for the tyme haue ben, nor of the realme of Fraunce. And willinge to prouide for the ſurety and defence of the ſayd realme of England, and of our liege people of the ſame: wyll and graunt and ſtabliſhe for vs and for our heires and ſucceſſours, by aſſent of the prelates, erles, barons, and cõmuns of our realme of England, in this our preſent parliament ſummoned at weſtminſter, the wedneſday next after the ſonday in middell Lent, the. xiii. yere of our ſaid regne of our realme of England, and the fyrſt of Fraunce, that by the cauſe or colour of that that we be kinge of Fraunce, and that the ſaid realme to vs parteineth, as afore is ſaid, or that we do vs to be named kinge of Fraunce in our ſtile, or that we haue chaũged our ſeales or our armes, nor for commaundementes, which we haue made, or from henſforth ſhal make as kinge of Fraunce, our ſayd realme of Englande, nor the people of the ſame, of what eſtate or condition they be, ſhall not in any tyme to come be put in ſubiection nor in obeyſaunce of vs nor of our heires nor ſucceſſours as kinges of Fraunce, as afore is ſayd, nor be ſubiect nor obedient but ſhalbe free and quite of all maner of ſubiection and obeyſaunce aforeſaid, as they were wont to be in the time of our progenitours kinges of England for euer. In witnes of which thinges. &c. Datid at weſtminſter. &c. the. xiii. yere of our regne of England, and the fyrſt of Fraunce.

Englande.

Here beginneth the statute made at westminster the .xv. yere of kynge Edwarde the thirde.

OVr soueraine lorde kinge Edwarde the thirde after the conquest, at his parlyament holden at westmunster at the. xv. of Ester, desirynge that the peace of his lande and the lawes & statutes before this time ordeined, be mainteined and kept in al pointes, to the honour of god and of holy church, and to the cómune profit of his people, by assent of the prelates, erles, barons, and other gret men, and of all the cominalty of the realme of England, summoned to the sayd parliament, hath ordeyned and stablisshed in the same parliament the articles vnderwriten, whiche he will and graunt for him and for his heires, that they be firmely kept and holden for euer.

Ca.i. FYrst it is accorded and assented, that the fraunchise of holy churche and the gret charter, and the charter of the forest, and the other statutes made by our sayd soueraine lord the kinge and his progenitours, piers, and the cómuns of the land, for the cómune profit of the people, be firmely kept and mainteyned in all pointes. And if any thinge be from henssforth made against the great charter, and the charter of the forest, it shalbe declared in the next parliamẽt, and by the piers of the realme it shalbe duely redressed. And if any, of what estate or condition he be, do any thing, to the contrary, shal stand to the iudgmẽt of the piers in the next parliament, and so from parliament to parliamẽt, aswel of fraunchises vsed, as of them which shalbe now graunted by our soueraine lorde the kinge or his progenytours to holy church, to the pyers of the lande, to the cytie of London, and to other cyties and burghes, and to them of the .v. portes, and to the cómuns of the land, and all their fraunchises and free customes shalbe mainteined in all pountes, without any thinge doinge to the contrary. And that the writes demaunded to to haue allowaũce of charters of fraunchises and customes, charters of pardons, of dettes, and of al other thinges graunted by the kinge and by his progenitours before this tume, be frely graunted without disturbaunce before all maner iustices or other ministers where it nedeth to haue allowaũce, and they shalbe made quite at the escheker or els where.

Fraunchise. Charter.

Ca.ii. ITem where as before this tyme the piers of the land haue ben arested and imprisoned, and their temporalties landes and tenemẽtes, goodes and catals seised in the kinges handes, and some put to deth without iudgment of their piers: It is accorded & assented, that no pier of the land officer nor other by cause of his office nor of thinges touching his office, nor by other cause shalbe brought in iudgment to lose his temporalties, landes, tenemẽtes, goodes & catals, nor to be arested nor imprisoned, outlawed, exiled, nor for iudged, nor put to answere, nor to be iudged, but by awarde of the sayd piers in the parlyament. Sauinge alwaies to our soueraine lord the kinge and his heires in other cases the lawes rightfully vsed and by due proces, and saued also the suite of the party. And if par case any pier wil of his agrement els where answere or be iudged, but in the parliament, that the same shall not tourne in preiudice of the other piers, nor of him selfe in any other case. Except if any of the pyers be shurisse or fermer of see, or hath ben officer, or hath receiued money, or other catals of the king, by cause of which office or receipt he is boũd to accompt, that the same shall accompt by him selfe or by his attourney in places accustomed, so that the pardons before this tyme made in the parliament shall stand in their force.

Piers.

Ca.iii. ITem by cause that the poyntes of the great charter be blemisshed in dyuers maners,

maners, and lesse wel holden than they ought to be, to the great peryl and sclaunder of the kinge, and damage of his people, especially in asmoch as clerkes, pyers of the land, and other free mē be arested and imprisoned, and out of their goodes and catals, whiche were not appealed nor endited, nor suite of the party against them affirmed: It is accorded and assented, that from henssorth such thinges shal not be done. And if any minister of the kinge, or other person, of what condition he be, do or come against any point of the great charter, or other statutes, or the lawes of the land, he shall answere in the parlyament aswel at the kinges suite as at the suite of the party, where no remedy nor punishment was ordeyned before this tyme, as farforth where it was done by commission or commaundement of the kinge as of his owne auctority, not withstandinge the ordinaunce made before this tyme at Northampton, by assent of the kinge, the prelates, erles, barons, and the comunalty of the lande, in this present parliament is repealed and vtterly admulled. And that the chaunceller, treasorer, barons, and chaunceller of the eschekker, the iustices of the one bench and of the other, iustices assigned in the countrey, steward and chamberlaine of the kinges house, kepar of the priuy seale, treasorer of the wardrobe, controllers, and they that be chiefe deputed to abide nighe the kinges sonne duke of Cornwaile, shalbe now sworn in this parliament, & so from henssorth at all times that they shalbe put in office, to kepe and maintaine the priuyleges and fraunchises of holy church, and the pointes of the gret charter and the charter of the forest, and all other statutes, without breakinge any poynt.

Clerkes.

Charter.

Fraunchises.

¶ Item it is assented, that if any of the officers aforesaid, or controllers, or chiefe clerk in the cōmune bench, or in the kinges bench, by deth or by other cause be out of his office, that our soueraine lord the kinge, by the accorde of the great men, which shalbe founde most nighest in the coūtrey, whiche he shall take towardes him, and by the good councel which he shal haue about him, shal put an other cōuenient in the said office. which shalbe sworne after the forme aforesaid. And that in euery parliament, at the third day of the same parlyament, the kinge shal take in his handes the offices of al the ministers aforesaid. And so shal they abide .iii. or .v. dayes, except the offices of iustices of the one place or the other, iustices assigned, barons of thescheker. So alwaies that they and all other ministers be put to answere to euery cōmplaint. And if defaute be found in any of the sayd ministers, by complaint or other maner, and of that be attainted in the parlyament, he shalbe punished by iudgment of the piers and out of his office, and an other conuenient put in his place. And vpon the same our said soueraine lord the kinge shal do to be pronounced to make execution without delay accordinge to the iudgmēt of the sayd piers in the parliament.

Ca.iiii.

Officers.

¶ Item it is accorded and assented, that the kinge and his heires shall haue the conisaunce of the vserers dead. And that the ordinaries of holy church haue the conisaunce of vserers on lyfe, as to them appertaynth to make compulsion, by the censures of holy church for the synne, to make restitution of the vserers taken against the lawes of holy church.

Ca.v.

Ordinaries.

Vsurers.

¶ Item it is accorded, that the ministers of holy church for money taken for redemption of corporall penaunce, nor for proue and accompt of testamentes, or for trauayle taken about the same, nor for solempnitie of mariage, nor for other thinges touchinge the iurisdiction of holy church, shal not be impeached nor arested, nor driuen to answer before the kinges iustices nor other ministers: and thervpon the ministers of holy church shall haue writes in the chauncery to the iustices & other ministers at all tymes whan they the same will demaunde.

Ca.vi.

Ministers of holy churche.

Here beginneth the reuocation of the ſayd ſtatute made the ſayd.xv.yere.

EDward by the grace of god. ꝛc. to the ſhiriffe of Lyncolne gretynge. where as at our parlyament ſummoned at weſtminſter in the.xv. of Eſter laſt paſt, certaine articles expreſly contrary to the lawes and cuſtomes of our realme of Englande, and to our prerogatiues and rightes royall were pretended to be graunted by vs by the maner of a ſtatute, we conſiderunge how that by the bond of our othe, we be bounde to the obſeruaunce and defence of ſuche lawes, cuſtomes ryghtes and prerogatiues, and prouidently wyllynge to reuoke thoſe thinges, which be ſo improuidently done, to a due ſtate, councell and treatyſe therypon had with the erles, barons, and other wiſe men of our ſaid realme. And for by cauſe we neuer cõſented to the makinge of the ſayd ſtatute, but as than it behoued vs, we diſſimuled in the premiſſes by proteſtations of reuocation of the ſayd ſtatute, if in dede it ſhuld procede, to eſchue the daũgers which by the denyeng of the ſame we feared to come, for aſmoche as the ſayd parlyament otherwiſe had ben without any expedition in diſcorde diſſolued, and ſo our erneſt buſines had likely ben, which god prohibit, in ruine. And the ſayd pretenſed ſtatute we promiſed than to be ſealed. It ſemed to the ſayd erles, barons, and other wyſe men, that ſithens the ſayd ſtatute dyd not of our free wyl procede, the ſame ſhuld be voyd, ꝛ ought not to haue the name nor ſtrength of a ſtatute. And therfore by theyr councell and aſſent we haue decreed the ſayd ſtatute to be voyd, and the ſame in aſmoche as it proceded of dede, we haue brought to be adnulled, wyllynge neuertheles that the articles conteyned in the ſayd pretenſed ſtatute, which by other of our ſtatutes, or of our progenitours kynges of Englande, haue ben approued, ſhall accordynge to the forme of the ſayd ſtatute in euery point as conuenient is, be obſerued. And the ſame we do onely to the conſeruation and reintegration of the rightes of our crown, as we be bounde, and not that we ſhuld in any wiſe aggrauate or oppreſſe our ſubiectes, whom we deſire to rule by lenitee and gentylnes. And therfore we do commaũde the, that all theſe thinges thou do to be openly proclaymed in ſuch places within thy bailiweke, where thou ſhalt ſe expedient. witnes my ſelfe at weſtminſter the fyrſt day of Octobre, the.xv. yere of our regne.

Renocation.

Here beginneth an other ſtatute made the ſayd.xv. yere.

IT is to be remembred, of the conditions which the great men and the cõmuns demaunded, for the graunt that they made to our ſouerayne lorde the kynge, for the.ix. lambe fleeſe and ſheſe of the ſeconde yere.

Ca.i. FYrſt, that that is gathered and leuyed of the. xx.M. ſackes of wolle, an other tyme graunted to our ſouerayne lorde the kinge, in maner to haue recompẽce of the ſame of the.ix. of the ſeconde yere, ſhalbe recouped and allowed to the coũties, where the wolles be leuyed, and the perſons payed, and the commiſſions of the.xx.M. ſackes repealed.

Subſidy. Sackes of wolle.

Ca.ii. ITem that the fleeſes and lambes leuyed of this ſecond yere, be accompted before them, which ſhalbe deputed to gather the ſaid wolles, which ſhalbe good mẽ and lawfull of the countrey, and that the valure of the ſayd lambes and fleeſes leuyed, be recouped and allowed in the numbre of the ſackes now graunted, and that the remenaunt of the.iii. thinges to be gathered of this ſecond yere, nothinge

Lambes and fleeſes.

ſhalbe

ſhalbe leuied, but holly releaſed. And vpō the ſame, letters patētes vnder the gret ſeale ſhalbe deliuered to the knightes of the ſhires, without any thing to be paed.

¶ Item that the wolles in euery county, be gathered by good men of the countrey, and delyuered to the kinges receiuours of the ſackes in the counties where they ſhalbe gathered, accordinge to the weyght ordeined by the ſtatute, that is to ſay. xiiii. pounde for the ſtone, & .xxvi. ſtones for the ſacke, without other encreace. And that none be charged to yeld therupō accompt to the kinge, but only the kinges receiuours. And that in euery coūtrey there be aſſigned two great & good mē, to here and determyne the complaintes of them, which wyl therof complayne vpon the ſayd collectours and receyuours. &c. at the places & dates of the counties. Ca.iii. Wolles.

¶ Item that the prelates, erles, barons, knightes, and other great men of euery countrey, which ſhalbe bounde to paye the. ix. accordinge to the graunt therupon made, ſhalbe apportioned after their rate to the charge graunted of the ſaid wolles. And in caſe that any of the prelates or great men aforeſayd, or other wyl not pay accordinge as ſhalbe apportioned, the names of ſuch and their portions ſhal be deliuered to the ſayd receyuours, and by them to the Chauncery, and ſo moch ſhalbe allowed to the coūty. And he that ſhalbe found diſobedient, ſhalbe diſtreyned to paye the treble of the portion, wherto he was ſet. Ca.iiii. Nynth.

¶ Item that no marchaunt, nor other, bye nor cary wolles out of the lande betwixt this and the feaſt of ſaint Michael next cōminge, to thintent that the king be ſerued of that that to him is graunted. And that after the ſayd feaſt of ſaint Michael, euery marchaunt of the realme, and other may frely ſell and bye, and paſſe the ſea with their marchaundiſes of wolles, and all other thinges, payenge the cuſtomes of olde tyme vſed, accordinge to the ſtatutes beforе this tyme made, at the laſt parlyament holden at weſtmunſter in middell Lent. And that they which haue wolles, ſhalbe bounde to ſel, accordinge to the fort and price of the coūtrey, to accompliſh the wolles graunted to the king, and they which ſhalbe collectors, ſhalbe ſufficient people of the ſame counties, choſen now in full parlyament. And they ſhalbe chaunged by no maner commaundement. Ca.v. Wolles.

¶ Item that the queenes gold ſhal not ren in demaunde, by reſon of this graunt. And that cities and burghes and all religious perſons, which holden by barony, ſhalbe bound to come to the parliament. And they that haue catals without gaininge, ſhalbe charged with the cōmuns. And that the religiouſes and other people of holy church, for the landes and poſſeſſions purchaſed and appropried, not taxed with the taxe vſed of dyſmes, ſhalbe charged in this contribution with the cōmuns. And that he which ſhalbe found gilty of paſſage, ſhalbe at the forfeyture of the double valure of the wolles. And that the takers may take the wolles, in what part they ſhalbe found out of ſaintuary, after the fort and the price of Nottingham. And as to that which his behynd of the. ix. of the yere paſt, the kynge ſhal do to be aſſigned ſome of his owne, with good people of the counties, to take informations by al the waies that they can or may, of the true valure of the. ix. in euery pariſhe. And accordinge to theſe informations the. ix. ſhalbe leuied. Ca.vi. Queenes golde. Barony. Wolles. Takers. Nynth.

¶ Item that the petitions, ſhewed by the great men and the cōmuns, be affirmed accordinge as they be graunted by the kinge, that is to ſay, ſome by ſtatute, and the other by charter or patent, and delyuered to the knightes of the ſhires, without any thinge payeng. And that it pleaſe the kinge, to performe the grace which he hath promiſed to the great men, in right to be attached and impriſoned now in this parlyament. And they that haue made fines, ſhall ſtand at their fines or at the cōmune law, at their owne choyce. Ca.vii. Petitions.

Here begynneth the statute made the .xviii. yere of kynge Edward the thirde, for declaration of exigendes.

Exigendes.

IT is accorded and stablysshed, that from henssorth of them whiche be or haue ben receyuours of the kinges money, or of his wolles, which they take of the people, and the same cary away, or deteyne, so that our soueraine lorde the kinge may not be therof serued: And of them which bringe wolles to the parties beyond the sea, without beinge coketted, or payeng custome or subsidy, wherto they be assessed, and of customers and synders, which suffer the same to the kynges damage, of lay ministers whiche receyue the kinges money, and the same retaine: Also of conspiratours, confederatours, and mayntey nours of false quarels: Also of them that bringe rowtes in the presence of the Justices, or other the kinges ministers, or els where in the countries in affray of the people, so that the law may not be done, aswel of them which bringe the same, as of them which come in their companie, or as of them which bringe false money in disceipt of the people, against all those, in case they may not be founde, nor brought in, to answere, by attachement or distresse, for the profyt of our soueraine lorde the kinge, the exigend shalbe gyuen and sued, and not against other.

Here begynneth an other statute made at westmynster the sayd .xviii. yere.

IT is to be remembred, that at the parliament holden at westminster, the monday next after the vtas of the holy Trynytie, the yere of the regne of our soueraine lorde the kynge that now is of England, the .xviii. and of Fraunce the .v. many thinges were shewed in full parliament, whiche were attempted by the party aduersary to our soueraine lorde the kynge, of Fraunce, against the trewce late taken in Bretayne, betwixt our sayd soueraine lorde the kinge, and hym: And howe that he enforceth hym selfe asmoche as he may, to distroy our sayd soueraine lorde the kynge, and his allyes, subiectes, landes, and places, and the tongue of England. And that was prayed by our sayd soueraine lorde the kinge of the prelates, great men, and cōmuns, that they wold gyue him suche councell and ayd, as shuld be expedient in so great necessity. And the sayd prelates, great men, and cōmuns, takinge good delyberation and aduyse, and openly seynge the subuertion of the lande of England, and the kynges great busines, which god defend, if hasty remedy be not prouided, haue counseyled ioyntly and seuerally, and prayed with great instance our souerain lord the king, that he wold make him as strong as he might to passe the sea, in assurance of the ayd of god and of his good quarell, effectually this tyme to make an ende of his warres, or by way of peace or els by force. And that for letters, wordes, nor for fayre promises, he shall let his passage, tyll he see the effect of his busines. And for this cause the said great men do graunt, to passe and to aucnture them with him: And the sayd cōmuns do graunt to hym, for the same cause vpon a certeine fourme .ii. quinsimes of the cominalty, and .ii. dysmes of the cities and borroughes, to be leuyed in maner as the laste quynsyme graunted to hym, was leuyed, and not in other maner: And to be payed by .ii. yeres, at the feastes of all Saintes, and of Ester nert folowinge, for the fyrst yere. And in that, that our soueraine lorde the kinge doth passe the sea, to paye at the same termes to the quynsyme and dysme of the second yere, & not in other maner. So that the moncy leuyed of the same, be dispēded in the busines shewed to them in this parliament,

Quinzimes Dysmes.

lyament, by the aduyse of the great men therto assigned. And that the aydes beyond Trent, be put in defence of the North. And our said souerain lord the kinge, for this cause, and in ease of the sayd cōmuns, and of all his faythful subiectes of England, by thassent of the prelates, great men, and comuns, hath grauted of his good grace, these thinges vnderwriten. Aydes.

Fyrst that the commissions of the newe enquires shal cease, and be holly adnulled. And that writes be therupon made to the Justices to surceasse. Sauinge the enditementes of felonyes and trespasses done against the peace, of wolles caryed out of the realme, without payeng custome or subsidy, and of other the kinges goodes, or of money receyued or reteyned by them which haue had commission vnder the kinges seale, and also of false money brought within the realme, begone before the same iustices, named in the sayd commyssions, shall be determined in the kynges benche, or before other iustices therto assigned: and the exigendes issued, and outlagaries pronounced, for other causes aforesayde, shall cease and be holly adnulled. And therupon shall there be made writes as many, and suche as shalbe requisite. Ca.i. Enquiries. Enditmentes

¶ Item that .ii. or .iii., the best of reputation in the counties, shall be assigned kepars of the peace by the kinges commission. And at what tyme nede shalbe, the same with other wise and lerned in the lawe, shalbe assygned by the kynges commyssyons, to here and determyne felonyes and trespasses done agaynst the peace in the same counties. And to do punyshment reasonably accordyng to lawe and reason, and the maner of the dede. Ca.ii. Iustyces of peace.

¶ Item that the ordinaunces made before this tyme, vpon the takinge of sortes of wolles in euery county, be holly adnulled and defeated. And that euery man, aswell straunger as priuy, from henssorth may bye wolles, accordynge as they may agree with the seller, as they were wont to do before the sayd ordinaunces. And that the sea be open to all maner of marchauntes, to passe with their marchaundises, where shall please them. Ca.iii. Wolles. Sea.

¶ Item that the commissions to assay measures and weyghtes, be repealed and holly adnulled. And that from henssorth no suche commission shall go out. And that it be demaunded to the treasorer and barons of the escheker, to do come before them suche commissioners, to yeld accompt to the kinge, not withstandinge that they aledge, that they be iustices, and ought not to yeld accompt. And if any wyll vpon them complayne, he shalbe herd. And therupon writes shalbe made to the shiriffes, to make proclamation, that they which wyll complayne vpon suche commissioners, shall come to thescheker, and there to complayne, and amendes shall be to them made. Ca.iiii. weyghtes & measures.

¶ Item that no exigende shall from henssorth go out, in case where a man is endited of trespas, and it be not against the peace, or of thinges which be conteined in the declaration, made in this case at the last parlyament, holden at westminster. Ca v. Exigendes.

¶ Item that no man be compelled to take the newe money of golde and siluer which our soueraine lord the kinge hath ordeyned, to go in payment at a certeine pryce, within the summe of .xx.s. And also that money of gold and siluer be made in the citie of Yorke, and elswhere the kinge wyll it ordeine, in the maner as it is made in the towre of London. And exchaunges shalbe ordeined in the good townes, accordinge as it best shall seme to our soueraine lord the kinge, for the profit of him, and his people. And that it be ordeyned in a certaintie, what thinge shalbe giuen in exchaunge of euery piece of golde. Ca.vi. Newe money Exchaunges

¶ Item that the statutes made vpon the purueyaunces, to be made for the houses Ca.vii. Purueyours

ſes of the kinge, the queene, and their children, wherin is conteined, that they ſhal not bye nor take nothinge, onles it be by the agrement of the ſellers, and by promyſe made bytwixt the byers and the ſellers. And alſo that the ſtatutes made of the eſtate of the ſteward and marſhall of the kinges houſe, and what pleas they ſhall holde and determine before them in the marſhalſy, ſhall be holden and kept in all their poyntes. which ſtatutes our ſayd ſouerayne lorde the kinge hath done to be tranſcribed, and ſent to the ſteward and marſhall of his houſe, and to the treaſorer of the wardrobe, and writes with them, to kepe and mainteine the ſame in all poyntes. And that men of armes, hoblers, and archers, choſen to go in the kinges ſeruyce out of England, ſhalbe at the kinges wages, fro the day that they departe out of the countes, where they were choſen, tyl their commynge agayne.

Marſhall & ſteward.

Souldiars.

¶ Here begynneth the ſtatute for the clergy, made at weſtmynſter the ſaid. xviii. yere.

EDward by the grace of god. &c. gretinge. Know he, that at our parlyament holden at weſtmynſter, the monday next after the vtas of the holy Trinytie, the yere of our regne of England the. xviii. and of Fraunce the. v, amonges other thinges ſhewed, aſſented, and accorded in the ſaid parliament, there were ſhewed aſſented and accorded theſe thinges vnderwriten.

Ca. i. FYrſt where as many thinges haue ben attempted, by the party our aduerſary of Fraunce, againſt the treuce late taken in Britaine, betwixt vs and him, and howe that he enforceth hym ſelfe, aſmoch as he may, to diſtroy vs, and our allies, ſubiectes, landes and places, and the tongue of England: And therypon we prayed the prelates, great men, and the cōmuns, that they wold gyue vs ſuche councell and ayd, as ſhuld nede in ſo great neceſſitie. And the ſaid prelates, great men, and cōmuns, hauinge therof good deliberation and aduiſe, and ſeinge openly the ſubuertion of the land of England, and of our great buſines, which god defend, if ſpedy remedy be not prouided: haue counſayled ioyntly and ſeuerally, and with great inſtance prayen vs, that in aſſuraunce of the ayd of god, and our good quarell, we ſhuld make vs as ſtrong as we might, to paſſe the ſea, and by all the good meanes that we myght, at this tyme to fynyſhe our warres. And that for letters, wordes, nor fayre promiſes, we ſhuld not let our paſſage, tyll we dyd ſee the effect of our buſines. And for this cauſe, the great men aforeſaid graunted to paſſe, and to auenture them ſelfe with vs. And the ſayd prelates and procuratours of the clergy, haue graunted to vs, for the ſame cauſe, a tryennall diſme, to be payed at certayne dayes, that is to ſay, of the prouince of Chaunterbury, at the feaſtes of the purification of our lady, and of ſaint Barnabe thapoſtle: And of the prouince of Yorke, at the feaſtes of ſaint Luke, and the Natiuytie of ſaint John Baptiſt. And we for this cauſe, in mainteynaunce of the eſtate of holy church, and in eaſe of the ſayd prelates, and all the clergy of Englande, by aſſent of the great men, and of the cōmuns, do graunt of our good grace the thinges vnderwriten, that is to ſay, that no archbyſſhop nor byſſhop ſhalbe impeached before our iuſtices bycauſe of crime, onles we eſpecially do cōmaunde them, tyll an other remedy be therof ordeyned.

Diſme.

Prelates.

Ca. ii. ¶ Item if any clerke be arraigned before our iuſtices, at our ſuite, or at the ſuite of the partie, and the clerke holdeth him to his clergy, alledginge that he ought not before them therypon anſwere, and any man for vs, or for the party maketh a ſuggeſtion, that he hath maried two wyfes, or one widowe, that vpon the ſame

Clerke.

Bygamy.

the

the iuſtices ſhal not haue coniſaūce nor power to trie the bygamy by enqueſtes, or in other maner: but it ſhalbe ſent to the ſpirituall court, as hath ben done in caſe of baſtardy, and til the certification be made, by the ordinary, the party in whom the bygamy is alledged, by the wordes aforeſayd or in other maner, ſhall abyde in priſon, if he be not maynpernable.

Ca.iii. ¶ Item if prelates, clerkes beneficed, or religious folke, whiche haue purchaſed landes, and the ſame haue put to mortmaine, be impeached vpon the ſame before our iuſtices, and they ſhewe to vs a charter of licence, and proces thervpon made by enqueſt of Ad quod dampnum, or of our grace, or by fyne, they ſhalbe frely let in peace, without being further impeched for the ſame purchace. And in caſe they can not ſufficiently ſhewe, that they haue entred by due proces, after lycence to them graunted in generall, or in eſpeciall, that they ſhalbe well receyued to make a conuenient fyne. And that the inquire of this article, ſhal holly ceaſe, accordinge to the accorde compriſed in this parlyament.

Clergy. Mortmayn.

Ca.iiii. ¶ Item that the ſtatutes touchinge the purueyaunces of vs, and of our ſonne, made in times paſt by vs and our progenitours, for people of holy church, be holden in all poinctes. And that in the commiſſions to be made vpon ſuch purueiaunces, the fees of holy church ſhalbe excepted in euery place, where they be founde.

Purueyāces

Ca.v. ¶ Item that no prohibition goo out of the Chaūcery, but in caſe where we haue the coniſaunce, and of right ought to haue.

Prohibition.

Ca.vi. ¶ Item where as commiſſions be newly made to diuers iuſtices, that they ſhall make inquiries vpon iudges of holy church, whether they made iuſte proces or exceſſiue, in cauſes teſtamentory and other, which notoriouſly parteyneth to the coniſaunce of holy church, the ſaid iuſtices haue enquired and done to be endited iudges of holy churche, in bleamiſſhinge of the fraunchiſe of holy churche, that ſuche commiſſions be repealed, and from henſforth defended. Sauinge the article in Eyre, ſuche as ought to be.

Spirytuall iudges. Eyre.

Ca.vii. ¶ Item where as writes of Scire facias, haue ben graunted, to warne prelates religiouſes and other clerkes, to anſwere of diſmes in our Chauncery, & to ſhewe if they haue any thinge, or can any thinge ſay, wherfore ſuche diſmes ought not to be reſtored to the ſayd demaundauntes, and to anſwere aſwell to vs, as to the party of ſuche dyſmes, that ſuche writes from henſforth be not graunted. And that the proces hangynge vpon ſuche writes, be adnulled and repealed. And that the parties be dimiſſed from the ſeculer iudges of ſuch maner of pleas. Sauinge to vs our right, ſuch as we and our auncеſters haue had, and were wont to haue of reſon. In witnes wherof, at the requeſt of the ſayd prelates, to this preſent letters we haue ſet our ſeale. Dated at London the. viii. day of July, the yere of our regne of England the. xviii. and of Fraunce the. v.

Clergy. Diſmes.

¶ Here folowyth the othe of the iuſtices made the ſame. xviii. yere.

Othe.

YE ſhall ſwere, that well and laufully ye ſhall ſerue our ſoueraine lorde the kinge, and his people in the office of iuſtice, and that lawfully ye ſhall councell the kynge in his buſines, and that ye ſhall not councell, nor aſſent to any thinge, which may tourne him in damage or diſheriſon, by any maner way or colour. And that ye ſhal not knowe the damage or diſheriſon of him, wherof ye ſhall not do him to be warned by your ſelfe or by other, and that ye ſhall do euen law and execution of right, to all his ſubiectes riche and poore, without hauinge regarde to any perſon. And that ye take not by your ſelfe nor by other priuely nor appertly, gifte nor rewarde of gold nor ſiluer,

nor

nor of any other thynge, whiche may tourne to your profit, onles it be meate or drynke, and that of small valure, of any man, that shall haue any plee or proces hangynge before you, as long as the same proces shal so be hangynge, nor after for the same cause: And that ye take no fee, as longe as ye shalbe iustice, nor robes of any man great or small, but of the kinge him selfe. And that ye gyue none aduyse, nor councell, to no man great nor small, in no case where the kinge is party. And in case that any, of what estate or condition they be, come before you in your sessions, with force and armes, or other wise against the peace, or against the forme of the statute therof made, to disturbe execution of the comune law, or to manace the people, that they may not pursue the law, that ye shall do theyr bodies to be arested, and put in prison: And in case they be such, that ye may not arrest them, that ye certify the kinge of theyr names, and of their mispriision hastly, so that he may therof ordeyne a couenable remedy: And that ye by your selfe, nor by other priuely nor appertly, mayntaine any plea or quarell hangynge in the kinges court or els where in the countrey: and that ye denye to no man comune right, by the kinges letters, nor none other manes, nor for none other cause, and in case any letters come to you, contrary to the law, that ye do nothing by such letters, but certify the kinge therof, and go forth to do the law, not withstandinge the same letters. And that ye shall do and procure the profit of the kinge, and of his crown, with all thinges where ye may reasonably do the same. And in case ye be from henssorth found in defaut in any of the pointes aforesayd, ye shalbe at the kinges wyll of body, landes, and goodes, therof to be done as shall please hym, as god you helpe and all his saintes.

Force and armes

Here begynneth the othe of clerkes of the Chauncery, made at Westmynster the same yere.

Othe of clerkes of the chauncery

YE shall swere, that well and lawfully ye shall serue our souereine lorde the kinge, and his people, in the office of clerke of the Chauncery, to which ye be attytled: And ye shall not assent nor procure the kinges disherison, nor perpetuall damage to your power, nor ye shall do nor procure to be done, any fraude to any mannes wronge, nor thinge that toucheth the kepinge of the seale, and ye shal lawfully councell in the thinges that toucheth the kinge, whan ye shalbe therto required. And the councel which ye knowe tow-chinge him, ye shall councell. And if ye knowe the kinges disherison or perpetuall damage or fraude to be done vpon thinges, whiche touche the seale, ye shall put your lawfull power to redresse and amende the same. And if ye can not the same do, than ye shall certify the chaunceller or other, which may do the same to be amended to your intent. And for the clerkes of course shalbe added, And ye shal not bringe, nor to your knowledge suffer to be brought any writes, whiche ye make out of the court, not sealed, therof to do execution, nor shall recorde any attourney by writes nor without writes, without especyall lycence, if ye haue not lawfully examined the party, and the attourney in proper person, or at the leste, hym that shall make the attourney in proper person, nor ye shall delyuer no writ, which shalbe of commaundement to the examinours, nor to the seale, before that the same writ be sent to you by the commaundour, which therof hath power, onles it be to the chaunceller, or to one of the maisters, which commaunded you to make the writes. And all the writes that ye shal make, ye shal deliuer them to the examinours by your owne hande, or by one compaignon which is sworne to the kinge, if ye your selfe be out of the courte, by cause of sikne or other cause ne-

Clerkes of course.

cessary

ceſſary, ſo that ye can not the ſame do. And that no writ writen of an other manes hande be delyuered to the examynours, vnder your name, as yours, nor no name ſhall ye put vpon your writes, but your owne, as god you helpe, and all his ſayntes.

¶ Here begynneth the ſtatute made at weſtminſter the .xx. yere of kynge Edward the thirde.

EDwarde by the grace of god. &c. to the ſhiriffe of Staffordꝛe, gretynge. By cauſe that by dyuers complaintes made to vs, we haue perceiued that the law of the lande, which we by our othe be bound to mayntayne, is the leſſe well kepte, and the execution of the ſame diſturbed many tymes by mayntenaunce and procurement, as well in the court as in the countrey, we greatly moued of conſcience in this mater, and for this cauſe deſiringe aſmoch for the pleaſure of god and eaſe & quietnes of our ſubiectes, as to ſaue our conſcience, and for to ſaue and kepe our ſayd othe, by thaſſent of the great men, and other wiſe men of our counſel, we haue ordeined theſe thinges folowinge.

Ca.i. FYrſt we haue commaunded all our Juſtices, that they ſhal from henſforth do euen law and execution of right to all our ſubiectes ryche and poore, without hauinge regarde to any perſon, and without lettynge to do right for any letters or commaundement, which may come to them from vs, or from any other or by any other cauſe. And in that any letters writes or commaũdementes come to the Juſtices, or to other deputed to do law and ryght accordinge to the vſage of the realme, in diſturbaunce of the law, or of the execution of the ſame, or of right to the parties, the Juſtices and other aforeſayd ſhal procede and hold their courtes and proceſſes where the pleas and matters be dependinge before them, as if no ſuch letters writes or commaundementes were comen to them. And they ſhall certify vs and our councell of ſuch commaundementes, which be contrary to the law, as afore is ſayd. And to thintent that our Juſtices ſhuld do euen right to all people in the maner aforeſayd, without more fauour ſhewinge to one than to other, we haue done our ſayd iuſtices to be ſworne, that they ſhall not from henſforth, as longe as they ſhalbe in the office of iuſtice, take fee nor robe of any man, but of our ſelfe. And they ſhall take no giſte nor reward by them ſelfe nor by other priuely nor appertly of any man that hath to do before them by any way, except meate and drynke, and that of ſmall valure, and that they ſhall gyue no cõuſell to great man nor ſmal in caſe where we be party, or which doth or may touch vs in any point, vpon peine to be at our will body landes and goodes, to do therof as ſhal pleaſe vs, in caſe they do contrary. And for this cauſe we haue encreaced the fees of the ſame our iuſtices, in ſuche maner that it ought reaſonably to ſuffice them.

Lettres. Juſtyce.

Fee and robe

Ca.ii. ¶ In the ſame maner we haue ordeyned and ſtabliſſhed in the right of the barons of the ſcheker, and we haue expreſſy charged them in our preſence, that they ſhall do right and reaſon to all our ſubiectes great and ſmall. And that they ſhall delyuer the people reaſonably and without delay of the buſines which they haue to do before them, without vndue tarienge, as hath ben done in times paſt.

Barons of the Eſcheker.

Ca.iii. ¶ Item we haue ordeined, that all they whiche ſhalbe iuſtices aſſigned by commiſſion, to here and determine, and ſuch as ſhalbe aſſociat to them, and alſo Juſtices of aſſiſes to be taken in the countrey, and of gaiol deliuery, and ſuch as ſhal be

Juſtices aſſigned.

be assigned and associat to them, shall make fyrst such an othe in certaine pointes, accordinge as to them shalbe enioyned by our councell in our chaunecery, before that any commission be to them delyuered.

Ca.iiii. ¶Item we haue commaunded and vtterly defended, that none of our house, nor of them that be about vs, nor other, which be towardes our dere beloued compaygnion the queene, or our sonne prince of wales, or towardes our courtes, nor prelates, erles, barons, nor other great nor smal of the land, of what estate or condition they be, shal not take in hande quarels other than their owne, nor the same maintaine by them nor by other, priuely nor apperely, for gift, promise, amity, fauour, doubte or feare, nor for none other cause, in disturbaunce of the law, & hynderaunce of right and reason, vpon the peynes aforesaid, but that euery man may be free to sue for and defende his right in our courtes and els where, accordinge to the law. And we haue straitly commaunded our sayd sonne, and diuers erles and other great men, being before vs, that they on their behalfe shal do to be kept this ordinaunce without defaut, and that they suffer none, which be towardes the to attempt against this ordinaunce by any way.

Maynteynaunce.

Ca.v. ¶Item bycause we be enformed, that many bearers & mainteynours of quarels and partes in the countrey, be mainteyned and borne by lordes, wherby they be the more encowraged to offende, and by procurement, couyn, and maintenaunce of such bearers in the countrey many people be disherited, and some delayed and disturbed of their right, and some not guilty, conuicte & condempned, or otherwise oppressed, in the vndoinge of their estate, and in the notorious distruction of our people: we haue commaunded and do commaude, that al the great men from henceforth shall voyde from their retenue, fees, and robes, all such bearers and mainteynours in the countrey, without shewynge to them any ayd fauour or comfort in any maner. And moreouer we haue ordeined to do come before vs at a certeine day, or before the whom we shal depute of our councel, such bearers & maintenours of diuers counties, and them do to be diligently examined and charged, that they from henceforth voyd the of such maintenaunces or other procurementes makinge in the coūtrey in damage of our people. And that vpon greuous peines which to them shalbe shewed.

Bearers. Mayntey-noure.

Ca.vi ¶Item we wyll and haue ordeyned, that the iustices assigned to take assises, shal haue commissions sufficiet of such thinges, to enquire. And that they shal enquire in their sessions of shiriffes, eschetours, bailiffes of fraūchises, and their vndermynisters, and all other, and also of maintenours, comen embraceours, and turours in the countrey, & of the giftes, rewardes, and other profites, which the sayd ministers do take of the people to do their office, and that that parteyneth to their office, and for arrayenge of panels, puttinge in the same suspecte turours, and of euyll fame. And of that that the maintenours, embraceours, and turours in the countrey do take giftes, rewardes and wages of the parties, wherby great griefe commeth dayly to the people, in subuertion of the law, and disturbaūce of comen right. And to punishe all them which therof shalbe founde guilty, accordinge as law and reason requireth, alwel at our suite as at the parties. And therypon we haue charged our chaunceller and treasorer to here the complaintes of all them, which wyll complayne, and to ordeine that spedy remedy be therof made. wherfore we do commaunde, that thou do the said pointes openly to be published within thy baliwicke, to thintent that they, which fele them therin greued, in the forme aforesaid may pursue for remedy accordinge to the sayd ordinaunce, and that the people may perceiue our intent and wyll in this behalfe, and the desyre that we

Iustices of assises.

Chaunceller Treasorer.

haue

haue, that euyn ryght be done to al our ſubiectes, aſwel poore as riche, and that the offenders be reſtreined and punyſhed. Dated at weſtmynſter the. vii. day of May, the yere of our reigne of England the. xx. and of Fraunce the. vii.

Here begynneth the ſtatute of Labourers made the. xxiii. yere of kynge Edwarde the thyrde.

EDward by the grace of god. &c. to be reuerend father in Chriſt william by the ſame grace archebyſſhop of Caunterbury, primat of all England, gretyng. By cauſe a great parte of the people, and eſpecially of workmen and ſeruauntes late died in peſtilence, many ſeyng the neceſſitie of maiſters, and great ſkarcytee of ſeruauntes, wyll not ſerue, onles they may receyue exceſſiue wages, and ſome rather wyllynge to begge in ydelnes, than by labour to get theyr lyuynge: we conſyderynge the greuouſe incommodities, whiche of the lacke eſpecially of ploughmen and ſuche labourers may hereafter come, haue had thervpon deliberation and treatie with the prelates and the nobles and wyſe men aſſiſtyng vs, of whoſe mutuall counſell it is ordeyned, that euery man and woman of our realme of Englande, of what condityon he be, free or bonde, able in body, and within the age of. lx. yeres, not lyuynge in marchaundiſe, nor exercyſynge any crafte, nor hauynge of his owne wherof he may lyue, nor propre lande, aboute whoſe tyllage he may hym ſelfe occupy, and not ſeruynge any other, if he in conuenyent ſeruyce (his eſtate conſidered) be required to ſerue, he ſhall be bounden to ſerue hym which ſo ſhal him require. And take only the wages, liuerey, meede, or ſalary, which were accuſtomed to be giuen in the places where he oweth to ſerue, the xx. yere of our reigne of Englande, or. v. or. vi. other commun yeres next before. Prouyded alwayes, that the lordes be preferred before other in theyr bondmen or their landtenauntes, ſo in their ſeruice to be reteined. So that neuertheles the ſaide lordes ſhall reteine no more than be neceſſary for them. And if any ſuche man or woman, beyng ſo requyred to ſerue, wyll not the ſame do that proued by ii. true men before the ſhyryffe or the bailyffes of our ſoueraine lord the kyng, or the conſtables of the town where the ſame ſhal happen to be done, he ſhal a none be taken by them or any of them and committed to the next gaoyle, there to remaine vnder ſtrayte kepyng, tyll he fynd ſurety to ſerue in the fourme aforeſaid. Cap. i. Labourers

Item if any repar mowar or other workeman or ſeruaunte, of what eſtate or condition that he be, reteyned in any mannes ſeruyce do departe from the ſayd ſeruyce without reaſonable cauſe or lycence, before the terme agreed, he ſhal haue peyne of impriſonement. And that none vnder the ſame peyne preſume to receiue or to reteyne any ſuch in his ſeruyce. Cap. ii. Labourers departinge from theyr ſeruyce.

Item that no man pay or promyſe to pay to any ſeruaunt any more wages, lyuereys, meede, or ſalary, than was wont, as afore is ſayd. Nor that any in other maner ſhal demaund or receiue the ſame, vpō peine of doublyng of that that ſo ſhalbe pated, promyſed, required, or receiued, to hym whiche therof ſhal fele hym ſelfe greued purſuyng for the ſame. And if none ſuch wyl purſue, than the ſame to be applied to any of the people that wyll purſue. And ſuch purſuite ſhal be in the courte of the lorde of the place where ſuch caſe ſhall happen. Cap. iii. Seruantes.

Item if the lordes of the townes or manours preſume in any poynt to come againſt this preſent ordinaunce either by them, or by their ſeruauntes, than purſuite ſhalbe made againſt them in the counties, wapentakes, tithinges, or ſuch other our courtes, for the treble peine payed or promiſed by them or their ſeruan- Cap. iiii. Lordes of townes or manours.

tes in the forme aforesaid. And if any before this present ordinaunce hath couenaunted with any so to serue for more wages, he shal not be bound by reason of the same couenant, to pay more than at an other tyme was wont to be payed to suche person. Nor vpon the sayd peyne shall presume any more to pay.

Cap. v. Artificers. ¶Item that sadlers, skynners, whytetawers, cordwayners, taylours, smythes, carpynters, masons, tylars, shypwryghtes, carters, and all other artificers and workemen shall not take for theyr labour and workemanshyppe aboue the same that was wonte to be payed to suche persones the sayd. xx. yere, and other cõmun yeres next before, as afore is sayd, in the place where they shall happen to worke. And if any man take more, he shalbe cõmytted to the next gaoyle, in the maner as afore is sayd.

Cap. vi. Victaylours. Vytayle. ¶Item that bochers, fyshmongers, hostelars, bruars, bakers, pulters, and all other sellers of all maner vitayle, shalbe bound to sell the same vitaile for a reasonable pryce, hauyng respecte to the pryce that suche vitailes be solde at, in the places aboynyng. So that the same sellars haue a moderat gayns, and not excessyue, resonably to be required accordyng to the distance of the place from whens the said vitailes be caried. And if any sel such vitailes in any other maner, & therof be conuycte in the maner and forme aforesaid, he shal paye the double of the same that he so receyued, to the party dampnyfied, or in defaute of hym, to any other that wyll pursue in this behalfe: And the maires and bailiffes of cyties, burghes, marchaunt townes, and of the portes of the sea and other places, shall haue power to enquyre of all and singular whiche shall in any thynge offend the same: And to leuey the sayd peyne to the vse of them, at whose suite such offenders shalbe conuycte. And in case that the same maires and bailiffes be neglygent in doinge execution of the premisses, and therof be conuycte before our Justices, by vs to be assigned: than the same mayres and bailiffes shalbe compelled by the same Justices to pay the treble of the thyng so solde, to the party dampnified, or to any other in defaut of him that wyl pursue. And neuertheles towardes vs they shalbe greuously punysshed.

Maires. Bayliffes.

Cap. vii. Beggars. ¶Item bycause that many valyaunt beggars, aslong as they may lyue of beggyng, do refuse to labour, gyuyng them selfe to ydelnes and vyce, and sometume to theft and other abhomynacions: None vpon the sayde peyne of imprisonment shall, vnder the colour of pitie or almes, gyue any thing to such, which may labor, or presume to sauour thẽ towardes their desyres, so that therby they may be compelled to labour for theyr necessary lyuyng. wherfore our sayd souerayne lord the king, the. xiiii. day of June, the. xxii. yere of his reigne, hath commanded to all the shiriffes of England by dyuers writtes, that they shall do openly to be proclaimed and holden, all and singular the premisses in the counties, burghes, marchant townes, sea portes, and other places in their bailiwykes, where to thẽ shal seme expedyent: And that they do therof due execution, as afore is sayd.

Shyriffes.

Ca. viii. ¶Subsequently our souerayne lord the king perceyuing by the commun complaynt, that his people, for suche excessiue stipend lyuereys and prices, which to such seruauntes labourers and workmen were constrainedly payed, be oppressed, and that the dysme and quinzime to hym attaynyng myght not be payed, onles remedy were therfore prouided: Regardyng also the coactions and manyfest extorcions, and that there was no man, whiche agaynst suche offenders dyd pursue for the sayde commodytie so ordeyned to be optayned: wherfore it was consonant, that that thyng, which was ordeyned to be applyed to singular vses, seyng that the same persons dyd not nor wold not pursue, shuld be conuerted to

a publy-

& publique and comen profit, by the aduise of his counsel, hath ordeined, that all and singular workmen, seruauntes, and artificers, aswel men as women, of what soeuer estate or condicio they be, taking more for their labours, serutces, & worke mayship than they were wont to take the sayd .xx. yere, and other yeres aforesaid, shuld be assessed to al the same summe, which they shal receyue ouer and aboue, with other summes aswel for the tyme past, when the stipend wages, liueroys, & prices were augmented, as for the tyme than to come. And that the sayd hole summe receiued ouer and aboue, shuld be leuyed of euery of them, and gadered to the kinges vse, in alleuiation of euery of the townes, wherof the said artificers, seruantes, and labourers be, towardes the paimentes of the summes of the disme and quinzime yet renning, wherynto the same townes or people of the same were assessed. So that alwayes, the same disme and quinzyme ended, al the same money, liueroys, and prices, or the valure of the same liueroys, which (as afore is said) shuld be ouer and aboue receiued of them and euery of them, shuld be leuyed and gadered by them, whom the kyng wyl therto assigne, to the kinges vse, in alleuiation and supportation of the realm of England. And that they which for the same to serue, or the said summes so by them ouer and aboue receyued, and before assessed to pay, and their crafftes and worke to exercise do refuse, they shalbe incontinently arrested by the sayers & collectours of the said disme and quinzime, or any of them, in euery of the said townes deputed to execute the premisses, or by the bailiffes of the places, or constables of the townes, whan they be therof certified, and commytted to the gaoyle, there to remaine tyl they haue found surety to serue, and shall pay that that they shal aboue receiue, accordyng to the same ordynances, for tyll the kyng shal some other thing therof demaund. And alwayes it is the intent of the kynge and of his counsell, that accordynge to the fyrste ordinaunce it shulde be lawfull, and shall be lawfull to euery man, to pursue agaynst all excedynge the same, or not obeyeng to the same, and the thynge recouered to be applyed to his owne vse. And therfore our sayde souerayngne lorde the kynge hath commaunded all archbysshops and bysshops, that they do to be publisshed the premisses in all places of their dioceyses, commaunding the curates and other subdioceysans, that they compel their parochyens to labor, accordyng to the necessitie of the tyme, and also their stipendiary preestes of their said dioceyses, which do now excessiuely take, and wyll not, as it is said, serue for a competent sallary, as hath ben accustomed, vpon peine of suspension and interdiction. And that in no wise ye omytte the same, as ye loue vs and the comun welth of our realme. Dated the day and yere aforesayd.

workemen. Seruauntes, Artificers.

Curates. Stipendiaris priestes.

Here begynneth the statute of Labourers made the .xxv. yere of kynge Edwarde the thyrde.

Seruantes.

WHere as late agaynst the malyce of seruantes, which were ydel, and not wyllyng to serue after the pestilence, without takyng excessyue wages, it was ordeined by our souerayn lord the king and by assent of the prelates, erles, barons, and other of his counsel, that such maner seruauntes, aswell men as women, shuld be bound to serue, resceyuing sallary and wages accustomed in the places where they ought to serue, in the .xx. yere of the reigne of the kynge that nowe is, or .v. or .vi. yeres before, and that the same seruauntes refusynge to serue in suche maner shuld be punysshed by imprysonment of theyr bodyes, as in the sayde statute is more playnely conteined: wherypon commissions were made to dyuers people in euery county

to enquire and punyshe all them which come agayust the same. And now for asmoche as it is done the kyng to vnderstand in this present parliament, by the peticyon of the comynaltie, that the sayd seruauntes, hauing no regard to the said ordinaunce, but to their ease and synguler couetyse, do withdrawe them selfe to serue great men and other, onles they haue liuerey and wages to the double or treble of that that they were wonte to take, the .xx. yere and before, to the great damage of the great men, and impouerysshyng of al the sayd comunalty, wherof the sayd comynalty prayeth remedy. wherfore in the same parliament, by assent of the sayd prelates, erles, barons, and other great men of the same comunalty there assembled, to refreyn the malyce of the sayd seruantes, be ordeined and establisshed the thinges vnderwritten.

Cap. i. Wages of labourers.

Fyrst that carters, ploughmen, dryuars of the plough, shepeherdes, swyneherdes, deyes, and all other seruauntes, shall take lyuereys and wages, accustomed the sayd .xx. yere or .iiii. yeres before, so that in the countrey, where whete was wont to be gyuen, they shall take for the busshell .x. d. or whete at the wyl of the giuer, tyl it be otherwise ordeyned. And that they be allowed to serue by an hole yere, or by other vsuel termes, and not by the day. And that none pay in the time of farcling or heymaking but .i. d. the day. And a mowar of medows for the acre .v. d. or by the day .v. d. And repars of corne in the fyrst weke of Auguste .ii. d. and the second .iii. d. and so tyl the ende of Auguste, and lesse in the countrey where lesse was wont to be giuen, without meate or drynke, or other curtesy to be demaunded, gyuen, or taken. And that all workmen bryng openly in their handes to the marchant townes their instrumentes, and there shalbe hyred in a comyn place and not preuy.

Mowar. Reapar.

Cap. ii. Thresshar.

Item that none take for the thresshing of a quarter of whete or rye ouer .ii. d. ob. and the quarter of barley, beanes, peeses and ootes. .i. d. ob. if so moche were wont to be giuen, and in the countrey, where it is vsed to repe by certeyn sheues and to thresh by certeyn bushels, they shal take no more nor in other maner than was wont the sayd .xx. yere and before. And that the same seruauntes be sworne ii. tymes in the yere before lordes, stewardes, bayliffes, and constables of euery towne, to holde and do this ordinaunces. And that none of them go out of the towne, where he dwelleth in the winter, to serue the sommer, if he may haue seruyce in the same town, taking as before is sayd. Sauynge that the people of the counties of Stafforde, Lancaster, and Derby, and people of Crauen, and of the marches of wales and Scotlād, and other places, may come in tyme of Auguste, and labour in other counties, and saufly returne, as they were wont to do before this tyme. And that those, which refuse to make such othe, or to perfourme that that they be sworne to, or haue taken vpon them, shalbe put in the stockes by the sayd lordes, stewardes, baylyffes, and constables of the townes by. iii. dayes or more, or sent to the next gaoyle, there to remaine, tyll they wyl iustifie them selfe. And that stockes be made in euery towne by such occasion betwyxt this and the feast of Penthechoste.

Seruauntes sworne.

Stockes.

Cap. iii. Carpentars. Masons. Tylars. Thatchars. Mudwal makers.

Item that carpenters, masons, and tylers, and other workmen of houses, shal not take by the day for their worke, but in maner as they were wont, that is to say. A maister carpenter .iii. d. and other .ii. d. A maister freemason .iiii. d. and other masons .iii. d. and their seruauntes .i. d. ob. tylers .iii. d. and their knaues .i. d. ob. and other couerers of fern and straw .iii. d. and their knaues .i. d. ob. plasterers and others workers of mudwalles, and their knaues, by the same maner, without meate or drynke, from Ester to saint Michael. And fro that time lesse

according

according to the rate & discrecion of the Justices, which shuld be therto assigned. And that they that make cariage by land or by water, shal take no more for such cariage to be made, than they were wont the said .xx. yere, & .iiii. yeres before.

Cap. iiii.

¶ Item that cordwayners and shoumakers, shal not sel bootes nor shoes, nor none other thyng touchynge theyr mystery, in any other maner than they were wont the sayd .xx. yere.

Cordewayners.

Shoumakers

¶ Item that goldsmythes, sadlers, horssmythes, spurriers, tanners, coryours, tawers of lether, taylours and other workmen artificers and laborers, and all other seruauntes here not specified, shalbe sworne before the Justices, to do and vse theyr craftes and offices in the maner as they were wont to do the sayde .xx. yere, and in the time before, without refusing the same bycause of this ordinace. And if any of the sayd seruantes laborers workmen or artificers after such othe made come agaynst this ordynaunce, he shalbe punysshed by fyne and raunsom and imprisonment after the discrecion of the Justices.

Cap. v.

Artificers.

sworne.

¶ Item that the sayd stewardes, bayliffes, and constables of the sayd townes, be sworne before the same Justices, to enquire dilygently by all the good wayes they may, of all them that come agaynst this ordinaunce, and to certifie the same Justices of their names at all tymes, whan they shall come into the countrey to make theyr sessions, so that the same Justices in certification of the same stewardes, bayliffes, and constables of the names of the rebelles, shall do them to be attached by theyr body, to be before the sayd Justices, to answere of suche contemptes, so that they make fyne and raunsom to the kyng, in case they be attaynted. And moreouer to be commaunded to prison, there to remaine, till they haue found suerty, to serue, and take, and do their worke, and to sell thinges vendible in the maner aforesayd. And in case that any of them come agaynst his othe, and be therof attaynted, he shall haue imprisonment of .xl. dayes. And if he be an other tyme conuycte, he shall haue imprisonment of a quarter of a yere, so that at euery tyme, that he offendeth and is conuycte, he shall haue double peyne. And that the same Justices, at euery time they come into the countrey, shal inquire of the sayd stewardes, bailiffes, and constables, if they haue made a good and lawfull certificat, or any concyle for gift, procurement, or affinitie, and punysh them by fine and raunsom, if they be founde gyltie. And that the same Justices haue power to enquire and make due punishmēt of the said ministers, laborers, workmen, and other seruauntes. And also of hostelers, herbergers, and of those that sel victayles by retaile, or other thinges here not specified, aswell at the suyte of the partie, as by presentment, and to here and determyne, and put the thinges in execucion by the exigend after the fyrst capias if nede be, and to depute other vnder them, as many and such as they shal se best for the keping of the same ordinance. And that they, whiche will sue against such seruantes, workmen, laborers and artificers, for excesse take of them, and they be therof attainted at their sute, they shall haue agayne suche excesse. And in case that none wyll sue, to haue agayne such excesse, than it shalbe leueyed of the said seruauntes, laborers, workmen, and artificers, and delyuered to the collectours of the quinzyme, in alleuiacion of the townes where suche excesses were taken.

Cap vi.

Stewardes

Bailyffes.

Constables.

Punisshment of othe brea-kers of the kynge.

Hostelars.

Victaylars.

¶ Item that no shyriffes, constables, bailiffes, and iaylours, the clerkes of the Justices, or of the shiriffes, nor other ministers what so euer they be, take any thing for the cause of their office of the same seruauntes, for fees, suite, of prison nor in other maner, & if they haue any thing take in such maner, they shal deliuer the same to the collectours of dismes & quinzymes, in ayde of the comyns, for the

Cap. vii.

Shyreffes.

Constables.

Baylyffes.

Jaylours.

Clerkes of iu-stices &c.

tyme that the diſme and quynzyme dothe ren, as well for the tyme paſt, as for the tyme to come. And that the ſay de Juſtices enquyre in theyr ſeſſions, yf the ſayd mynyſters haue any thyng receyued of the ſame ſeruauntes, and that that they ſhall fynde by ſuche enqueſte, that the ſayd mynyſters haue receyued, the ſame Juſtices ſhal leuey of euery of the ſayd mynyſters, and delyuer to the ſaid collectours, togyther with the exceſſe and fynes and raunſoms made, and alſo the amerciamentes of all them whiche ſhalbe amercyed before the ſayd Juſtices, in alleuiacion of the ſayd townes, as afore is ſayd. And in caſe the exceſſe found in one towne, doth excede the quantitie of the quinzyme of the ſame town, the remenant of ſuch exceſſe ſhalbe leueyed and payed by the ſayd collectours, to the next poore townes, in ayde of theyr quynzyme, by aduyſe of the ſayd Juſtices. And that the fynes and raunſoms, exceſſes and amercementes of the ſayd ſeruauntes laborers and artificers, for the tyme to come remnyng of the ſayde quynzyme, be delyuered to the ſayd collectours, in the fourme aforeſayde, by indentures to be made betwyxt them and the ſaid Juſtices, ſo that the ſame collectours may be charged vpon their accompte by the ſame indentures, in caſe that the ſayd fynes, raunſoms, amercementes, and exceſſes be not payed in ayde of the ſayd quynzyme. And ſeſſynge the ſayd quynzyme, it ſhalbe leuyed to the kynges vſe, and anſwered to hym by the ſhyrzyffes of the counties.

Juſtyces.

Fynes.

Ca. viii. Juſtyces. Seſſyons.

¶Item that the ſayde Juſtyces make their ſeſſions in all the countyes of Engeland at the leſte. iiii. tymes a yere, that is to ſay, at the feaſt of the Annunciacyon of our lady, ſaynte Margaret, ſaynt Mychaell, and ſaynte Nycholaſſe. And alſo at all tymes that ſhall nede, accordynge to the dyſcretion of the ſayde Juſtices. And that thoſe that ſpeke in the preſence of the ſayde Juſtyces, or other thynges do in theyr abſence or preſence, in encowragynge or mayntenance of the ſayde ſeruauntes laborers or artificers agaynſte this ordynaunce, ſhall be greuouſly punyſſhed by the diſcretion of the ſame Juſtyces. And yf any of the ſayde ſeruauntes labourers or artifycers do flee from one countie to an other, bycauſe of this ordynaunce, that the ſhyrzyffes of the countyes, where ſuch fugitiue perſons ſhalbe found, ſhal do them to be taken, at the commaundement of the Juſtices of the countyes, from whens they ſhall flee, and bryng them to the chief gaoyle of the ſame county, there to abyde tyll the next ſeſſions of the ſame Juſtyces. And that the ſhyrzyffes retourne the ſame commaundementes before the ſame Juſtyces at theyr next ſeſſyons. And that this ordynaunce be holden and kept, aſwell in the cytie of London, as in other cyties and burghes, and other places throughout the land, aſwell within Fraunchiſes as without.

Seruantes. Laborers. Artificers. Shyrzeffes.

¶Here begynneth the ſtatute made of thoſe that be borne beyond the ſea, made at weſtm the ſayd, xxv. yere of kynge Edwarde the thyrde.

OVr ſouerain lord the kyng, at his parliament ſomoned at weſtminſter, at thutas of the Purification of our lady, the yere of his reigne of Englande the. xxv. and of Fraunce the. xii. conſideryng the great myſchenes and domage, which haue happened to the people of his realme of England, bycauſe that ſtatutes made and ordeined before this tyme, haue not ben holden and kept, as they ought to be, as bycauſe of the mortal peſtilence that late reigned, and willing to prouide quietnes & cõmon pro fyt for his ſaid people, by thaſſent of the prelates, erles, barõs, & other gret men, & al the cõmuns of his ſaid realm, ſomoned to the ſaid pliament, hath ordeined, & ſtabliſhed theſe thinges vnderwritten, &. bycauſe the people be in amby guytie

and

and doubte, if the chyldren borne in the parties beyond the sea, out of the kynges lyegeaunce of Englande, shulde be able to demaunde any inheritaunce within the same liegeaunce or not, wherof a petytion was put in to the parlyament late holden at westmynster, the. xviii. yere of the reigne of our soueraigne lorde the kyng that now is, and was not at the same tyme holly assented: Our soueraigne lorde the kyng wyllyng that all doubtes and ambyguitees shulde be put away, and the lawe in this case declared, and put in a certayntye, hath charged the sayd prelates, erles, barons, and other wysemen of his counsell, assembled in this parlyament, to delyberat vpon this poynt: whiche of one assent haue sayde, that the lawe of the crowne of England is, and alwayes hath ben suche that the children of the kinges of England, in what soeuer parties they be borne, in England or els where, be able and owe to beare thinherytance after the deth of theyr aunceſters. whiche lawe our sayd soueraygne lorde the kynge, the sayd prelates, erles, barons, and other great men, and all the cõmons assembled in this parliament do approue and afferme for euer. And in the right of other children borne out of the liegeaunce of England, in the tyme of our soueraigne lorde the kyng, they be of one mynde accorded, that Henry sonne of John de Beaumounde, Elizabeth, doughter of Guy de Bryane, and John son of Raufe Daubeney, and other, whiche the kynge wyll name, whiche were borne beyond the sea, out of the liegeaunce of England, shalbe fromhensforth able to haue and enioy their inheritaunce after the deth of theyr aunceſtours, in all parties within the liegeaunce of England, as well as those that shulde be borne within the same liegeaunce of Englande. And that all chyldren inheriters, whiche fromhensforth shalbe borne within the liegeaunce of the kynge, whose fathers and mothers at the tyme of the byrth be and shalbe at the faythe and liegeaunce of the kynge of Englande, shall haue and enioy the same benefyces and auauntages, and haue and bere the inheritaunce within the same liegeaunce, as the other inheriters aforesayd in tyme to come, so alwayes that the mothers of suche chyldren passe the sea by the lycence and wylles of their husbondes. And if it be alleged against any suche borne beyond the sea, that he is bastarde, in case where the byssshoppe oweth to haue conysaunce of bastardy, it shalbe commaunded to the bisshop of the place, where the lande demaunded is, to certifie the kynges court, where the plea therof hangeth, as of olde tymes hath ben vsed in the case of bastardy, alleged agaynst them whiche were borne in England.

Chyldren Borne out of the liegeance of England.

Bastardy.

Here begynneth the statute for the clergy made at westm̃ the sayd. xxv. yere.

OVr soueraigne lorde the kynge, seyng and examyninge by good deliberation the petitions and articles deliuered to him in his parliament, holden at westmynster in the feast of saynt Hillary, the yere of his reigne of England the. xxv. and of Fraunce the. xii. by the honorable fathers in god Symon archbisshop of Caunterbury and other byssshops of his prouynce, vpon and for certayn greuaunces, which they alleged to be done to holy church and to the clergy, against the pryuileges of holy church, and than they prayed, that a couenable remedy myght be therof ordeyned to the reuerence of god and of holy church: by thassent of his parliament for hym and his heires, wylleth and graunteth the poyntes vnderwrytten.

Capi. i.

FYrste that all the pryuyleges and fraunchyses graunted heretofore to the sayde clergye, be confermed and holden in all poyntes. And as touchynge presentementes to be made by our soueraygne lorde the kynge, or any of his

heires to a benefyce of holy churche, in an others right by olde title: Our soue-
raygne lorde the kyng, to the honour of god and of holy churche, wylleth and
Presentmē- graunteth, of the assent of the parliament, that from henssorth he nor none of his
tes. heyres shall not take title to present to any benefyce in an others ryght of any
Prelate. tyme of his progenitours. Nor that any prelate of his realme be bounden to re-
ceyue any suche presentment to be made, nor to do therof execution, nor no Ju-
styce of the one place or the other, may not nor ought not to hold plea, or gyue
iudgement vpon any suche presentment to be made: But that the sayd kyng and
his heires be barred of all suche presentmentes in an others ryght, fallen or to
fall of all his tyme, and of the tyme to come.

Cap. ii. ¶Item where as in the parliament holden at westmynster the. xiiii. yere of the
reygne of our soueraygne lorde the kyng that nowe is, amonges other thynges
than graunted to the prelates of holy church, it was ordeyned, that the kynge
shuld not take tytle to present to any benefice in an others right, but of the voy-
daunces, whiche shulde happen of suche benefices within. iii. yeres next before
Presentment his presentment, whiche thyng semeth veray preiudiciall to the kynge and his
heyres: It is accorded in this present parlyament, that the sayd ordinaunce, as
to this poynt, shalbe holden for none. But neuertheles, that al the other articles
conteyned in the sayde ordinaunce and graunt than made to holy churche, shall
stande in theyr force.

Cap. iii. ¶Item where as before this tyme our soueraygne lorde the kynge hath taken
tytle to present, at the suggestion of many clerkes, where the title hath not ben
true, and by such presentmentes and iudgementes therupon gyuen, the clerkes
haue ben receyued by the ordinaries of the places, agaynst god and good fayth,
and in depressyon of them whiche had therof a good and true title to the sayde
benefices, the kynge wyll and graunteth, that at what tyme he shall make col-
Collation. lacy on or presentment fromhensforth to any benefice in an others right, that the
title, wherupon he groundeth hym self, shalbe well examined that it be true. And
at what tyme before iudgement the title be found by good information vntrue
or iniust, the collation or presentment therof made, shall be repealed. And the
patron or the possessour, whiche shall shewe and proue the sale title, shall haue
therupon wryttes out of the chauncery asmany as to hym shalbe nedefull.

Cap. iiii. ¶Item where as the sayd prelates haue greuously complayned, prayeng ther-
of remedy, of that that aswell the seculer clerkes and chapleynes as monkes and
other people of religion, haue ben drawen and hanged by awarde of the secular
Justices, in preiudice of the fraunchises, and in oppressyon of the iurisdiction of
Clerkes of- holy churche: It is accorded and graunted by the sayd kyng in his parlyament
fenders. that all maner clerkes, aswell seculer as religious, whiche shalbe fromhensforth
conuyct before the seculer Justices aforesayd, for any maner treasons and felo-
mes touchyng other persons than the kyng him selfe or his royall maiesty, shall
fromhensforth freely haue and enioy the priuilege of holy churche, and shall be
without any impechement or delay delyuered to the ordinaries demaundynge
them. And for this graunt the sayd archbysshop promyseth to our soueraygne
lorde the kynge, that vpon the punyshment and saufgarde of such clerkes offen-
ders, whiche so shalbe delyuered to the ordinaries, he shal therof make a conue-
nyent ordinance, wherby they shalbe saufly kept and duely punyshed, so that
no clerke shall take courage so to offend for defaute of correction.

Cap. v. ¶Item where as clerkes arrayned of felony before seculer Justyces, whiche
challenged theyr clergye, and were demaunded by the ordynary of the place,

haue

haue ben often before this tyme remaunded to the iayle by the sayde Justyces, surmysyng to them, that other thynges be to be sayd agaynst them, neuertheles bycause the comyn lawe is, that a clerke in such case ought not to be remaunded to the iayle, but ought to be mayntenaunt arraigned of all, or otherwyse delyuered to the ordynary: It is accorded, that this poynt be kept by all maner of Justyces and iudges seculer throughout our realme. Clerkes arrayned.

Cap. vi.

¶ Item where as the temporalties of archbysshops and bysshops haue ben oftentimes taken into the kynges handes, for contempt done to him vpon writtes of Quare non admisit, and for dyuers other causes, wherof the sayde prelates haue prayed the kynge, that no suche takyng shall fromhensforth be made, sith they be piers of the land: The kyng wyll and graunteth in the same parliament, that all the Justices, whiche fromhensforth shall gyue iudgementes agaynst any prelate of the laude in suche case or lyke, that they in suche case may freely receyue, and fromhensforth shal receyue for the contempt so iudged, a reasonable fyne of the partie so condempned, accordyng to the quantity of the trespas, and after the qualytie of the contempt incontynently at the tyme of the iudgement, yf the partie offre the same, or otherwyse after the iudgement, at what tyme the partie wyll offer hym selfe. And if it nede, the chaunceller and the tresorer, shal be called to the receypt of the sayd fynes. Prelates.

Cap. vii.

¶ Item bycause that many presentmentes to dyuers benefices of holy churche, as well of the patronage of lay people as of people of holy churche, which were voyde by .vi. monethes, wherof the collacion of suche benefices by lapse of tyme was deuolute and of right parteynyng to the ordynaries of the places, were recouered by the kyng by iudgementes, therof gyuen of the assent of the sayd patrons, in disceipt of the sayde collations so made resonably by the sayd ordinaries: In whiche plees the ordinaries, nor their clerkes, to whom they dyd giue such benefices, were not receyued to shew nor defende their ryght in this behalf to defend and counterpled the kynges ryght so claymed, which is no reasonable thynge: wherfore the kynge, by the assent of his sayde parlyament, wyll and graunteth for hym and his heyres, that whan archbysshops, bysshops, or other ordinaries haue gyuen a benefice of right deuolute to hym by laps of tyme, and after the kyng presenteth and taketh the suite agaynst the patron, which per case wyl suffer that the kynge shall recouer without action tried, in disceipt of the ordynary or the possessour of the sayd benefyces, that in suche case, and all other cases lyke, where the kynges ryght is not tried, the archbysshop or bisshop, ordynary or possessour, shalbe receyued to counterpled the title taken for the king, and to haue his answere, and to shewe and defend his right vpon the mater, all though that he clayme nought in the patronage in the case aforesayde. Laps. Patron. Ordinaries. That is where it is a patronage of the

Ca viii.

¶ Item where as the sayd prelates haue shewed and prayed remedy, vpon that that the sayd seculer Justices do vsurpe and accroche to them conysance of voydaunce of benefices of right, whiche conysaunce and the discussyng therof attayneth to the iudges of holy churche, and not to the lay iudge: The kyng wyll and graunteth, that the sayd Justices shall fromhensforth receyue suche challenges made or to be made by any prelate of holy churche in this behalfe, and moreouer therof shall do ryght and reason. Prelates. Conisaunce. Challenges.

Cap. ix.

¶ Item bycause that the kynges Justices do take enditementes of ordynaries, and of theyr mynysters of extorcions and oppressions, and impeche them, without puttyng in certayn, wherin, or wherof, or in what maner they haue done extorcyon: The kyng wyll, that his Justices shall not fromhensforth impeche the ordyna- Ordinaries.

ordynaries, nor their ministers, bycause of suche endytementes of generall extorcyons or oppressions, onles they say and put in certayne, in what thyng, and of what, and in what maner the sayd ordynaries or their minysters haue done extortion and oppression.

Here begynneth the statute of clothes made the sayd xxv. yere.

Cap. i.

Clothes.

ITem it is accorded and assented in the same parlyament, that all maner of clothes vendible, whiche shalbe sold for holle clothes in Englande, in whose handes of the marchauntes of the realme of England, or other of the same realme, they be found, shalbe measured by the kynges aulnegeour and his deputies in all cities, boroughes, and other townes within fraunchises and without, aswell in the cytie of London as els where. And that all the clothes whiche shalbe found of lesse measure by a yarde, than of the assise conteyned in the statute of Northampton, by whiche it is ordeyned, that the lengthe of euery clothe of ray, shalbe measured by a lyne of. vii. yardes. iiii. tymes measured by the lyst. And the breade of euery clothe of ray. vi. quarters of the measure by the yarde, and of couloured clothes the length shalbe measured by the backe by a line of. vi. yardes and a halfe. iiii. tymes measured, and the breade. vi. quarters and a half measured by the yarde, without defoylinge the clothes, shalbe forfeyt and arrested to the kynge. And that the aulnegeour delyuer the same to the kinges wardrobe by indenture, not withstandynge any fraunchise, vsage, or priuilege made to cities, burghes, or to any persons of the realme of England to the contrary. And the kynges aulnegeour shalbe sworne to do his offyce well and lawfully. And in case he therof be found in defaute, and therof be attaynted before the kepers of the fayres and maires and baylyffes of the places where the cloth shalbe bought, or before any other, whom our soueraygne lorde the kynge shall therto assygne, shal haue the prison of one yere, and be raunsomed at the kynges wyll, and put out of his offyce for euer. And the aulnegeour shall aunswere aswell for his deputies as for hym selfe. And also it is accorded and stablysshed, that euery byar of such cloth or other that wyll sue, that the sayde aulnegeour hath done any fraude or disceipt in his office, and the falsite be notoriously proued and knowen at his suite, shall haue the one halfe of that that so shalbe forfeyt, or the pryce, of the kinges gyfte, and the kynge the other halfe. And that euery byar of suche cloth, after that he hath agreed of the pryce with the seller, may freely measure the cloth at his wyl, to assay yf it be of the assyse or not, before that he hath payed his mony, although the aulnegeours seale be put to the same. And if the byar fynde any defaute after the byenge, he shal shewe the same defaute to the mayres and baylyffes of the place, or to the kepars of the fayre or market, and if defaut be found notoryously before them, the cloth shalbe forfeyt to the kyng, and seysed in the kynges handes by the sayd mayres and baylyffes, or kepars of the fayre or market, and shall remayne in theyr custodye. And the same mayres and baylyffes or kepars, shall certifie to the chaunceller, of the same forfeyture, at the suite of the byar or of other, whiche wyll sue, without any thynge takyng of hym. And the Chaunceller in this certification shall sende a wryt to the sayd mayres and baylyffes or kepars, to delyuer to hym, whiche so hath sued, the one halfe of the forfeyture, and to saue the other halfe to the kynges vse. And if the mayre baylyffes or kepars refuse to do execution of this accorde, in the maner aforesayde, they shalbepunyshed by fyne and raunsom whan they shalbe therof atteynted,

Aulnageour.

Ray clothe.

Maires Baylyffes.

Chaucellour

aswel

aſwell at the kynges ſuite as the parties. And that this article begynne to hold place the fyrſt daye of September next commyng, ſo that the marchauntes and other, whiche haue clothes to ſell, may freely delyuer them of the clothes that they haue in theyr handes in the ſame tyme.

Cap. ii.

¶ Item where as it is conteyned in a ſtatute made at Yorke, in the nynthe yere of the reigne of our ſouereigne lord the kyng that nowe is, that al marchauntes alyens and denyſens, and all other, and euery of them, of what eſtate or condition they were, whiche wolde bye or ſell wyne, corne, auoyr de poys, fleſh, fyſh, and all other lyuynges and vitayles, clothes, chaffer, wolles marchaundiſes, and other thynges vendible, fro what partie they come, by foreyns or by denyſens, to what place ſo euer it be, burgh, towne, porte of the ſea, fayre, market, or other place within this realme, within fraunchis or without, may frely and without diſturbaunce ſell the ſame to whom pleaſe them, aſwell to foreyns as to denyſens, except the kynges enemyes: It is accorded by our ſouereigne lord the kynge, the prelates, erles, barons and other great men, and the cõmens in this preſent parliament, that the ſayd ſtatute in all poyntes and articles conteyned in the ſame, be holden, kepte, and maynteyned. And that yf any ſtatute, chartre, letter, letter patent, proclamation, or commaundement, vſage, allowaunce or iudgement be made to the contrary, the ſame ſhall be openly repealed voyde and holde for none. And moreouer that euery marchaunt and other, of what condition that he be alyen, or denifen that bryngeth wynes, fleſh, fyſh, or other vytayles, clothes, wolfelles, auoyr de poys, or any other maner marchandiſes or chaffer to the cytie of London, or other cities, burghes and good townes of England, or porte of the ſea, may frely and without challenge or impechement of any ſell in gros or at retayle or by parcels at his wyll to all maner people that wyll bye the ſame, not withſtandyng any fraunchiſes, grauntes or cuſtomes vſed, or any other thynge done to the contrary, ſithens that ſuche vſages and fraunchiſes be to the cõmyn preiudyce of the kynge and his people. And that no mayre, baylyffe, catchepole, mynyſter, nor none other ſhall medle with the ſale of any maner of vytayle vendible, brought to cities, burghes, or other townes, nor fayre nor market; but onely he to whome the vitayles be, and that proclamation be therof made of newe in all the counties of England, and in the cytie of London, and in all other cyties burghes, good townes, portes of the ſea, and other places within the realme of Englande, where nede ſhalbe. And that the kynge thervpon do to be aſſygned his Juſtyces at all tymes that ſhall pleaſe hym, and if nede be to enquyre of all thoſe that ſhall come agaynſt this ordynaunce, or do any thyng agaynſt the ſame, and to punyſh them accordyng to the peyne conteyned in the ſame ſtatute made the ſayde. ix. yere. And that euery perſon that wyll ſue agaynſt any ſuche, ſhall haue a wryt in the chauncery to attache hym as a diſtourbour of the comyn profit, to cauſe hym to come, therof to make anſwere in the kynges court.

Marchantes ſtraungers. Denyſin.

Hyttayle.

Cap. iii.

¶ Item it is accorded, that the forſtallers of wynes, and al other vitailes wares and marchaundyſes, that come to the good townes of Englande by lande or by water, in domage of our ſouerayne lorde the kynge and of his people, yf they be therof atteynted at the ſuyte of the kyng or of the partie, before mayre, bayliffe, or Juſtices therto aſſigned, or els where in the kynges courte, and if they be atteynted at the kynges ſuite by endytemẽt, or in other maner, the thynges forſtalled ſhalbe forfeyt to the kynge, yf the byer therof hath made gree to the ſeller. And if he hath not made gree of all, but by arreſt, the byar ſhall incurre the forfeyture

Forſtallers.

feyture of aſmoche as the foꝛſtalled goodes foꝛfeyt do amount to, after the ualure as he bought them, if he hauꝛ wherof. And yf he haue not wherof, than he ſhal haue .ii. yeres impꝛyſonment and moꝛe at the kinges wyl, without being let to maynpꝛiſe oꝛ deliuered in other maner. And if he be atteynted at the ſuite of the partie, the partie ſhall haue the one halfe of ſuche thinges foꝛſtalled and foꝛfeyt, oꝛ the pꝛice, of the kinges gifte, and the kinge the other halfe.

Capꝛ iiii.

Item where as the comyn paſſages of botes and ſhippes in the great riuers of England be oftentymes anoyed by the inhauncynge of mylles, weares, ſtankes, and kydels in great domage of the people: It is accoꝛded and ſtabliſſhed, that all ſuche mylles, weares, ſtankes, ſtakes, and kydels, whiche be leueyed and ſet vp in the tyme of kynge Edward the kinges graundfather and after, wherby the ſayd ſhippes and botes be ſo diſtourbed, that they may not paſſe in ſuch ryuers as they were wont, ſhalbe out and pulled down without beyng releueyed. And theꝛvpon wꝛittes ſhalbe ſent to the ſhyꝛiffes of the places where nede ſhall be, to ſuruey and enquyꝛe, and to do theꝛof execution. And alſo the Juſtices that be theꝛvpon aſſigned at all tymes that ſhalbe nedefull.

Mylles.
Weares.

Shyreffes.

Here begynneth the ſtatute of puruеyours, made at weſtmynſter the ſayd. xxv. yere of kynge Edwarde the thyꝛd.

AT the parlyament ſommoned at weſtmynſter in the feaſt of ſaynte Hyllary, the yere of the raygne of our ſoueraygne lorde kyng Edwarde the thyꝛde after the conqueſte of Englande, the. xxv. and of Fraunce the .xii. Our ſaid ſouerayne lord the king by thaſſent of the pꝛelates, erles, barone, and all the comynalty of his realme of England, ſomoned to the ſayd parlyament, to the honour of god and hollye chuꝛche, and in amendement of his ſayd realme, hath oꝛdeyned and ſtablyſſhed the thynges vnderwꝛitten.

Cap. i.
Takers.
Puruеyours.

FYꝛſt foꝛ aſmoche as great and outrageouſe domage and greuaunce hath ben done to the people by the takers and puruеyours of vytayles foꝛ the houſes of our ſouerayne lorde the kyng, the queene, and theyꝛ chyldren: It is accoꝛded and aſſented in the ſayd parliament, that the takers of coꝛne foꝛ the ſayd howſes, ſhall take the ſame by meaſure ſtriked, accoꝛdynge as is vſed throughe the land. And that ſuch coꝛne, hey, litture, beſtayle, and all other vitayles, and thynges, whiche ſhalbe taken foꝛ the ſayd houſes, ſhall be taken by the very valure, by the conſtable and other good people of the townes where ſuch takyng ſhalbe made, without that that the pꝛayſours by manace oꝛ dures ſhalbe dꝛyuen to ſet any other pꝛyce than theyꝛ othe wyll, and as comenly renneth in the nexte markettes. And that betwyxt the puruеyours and them, whoſe goodes ſhalbe taken, in the pꝛeſence of the conſtables and pꝛeyſours, tayles be made incontinently, without that that the people, whoſe goodes ſhalbe taken, ſhalbe dꝛawen oꝛ tꝛauayled els where, and the ſame tayles ſeuled with the ſeales of the takers of the thynges ſo taken, by which tayles gree ſhalbe made to them whoſe goodes ſhal be ſo taken. And if any puruеyour oꝛ taker foꝛ the ſayd houſes do in any other maner, he ſhalbe mayntenaunt aꝛreſted by the towne where the takyng ſhall be made, and bꝛought to the next gaoyle, and if he be theꝛof attaynted, it ſhall be done of hym as of a thiefe, if the quantitie of the goodes the ſame requyꝛe, accoꝛdyng as in a ſtatute made in the tyme of our ſouerayne lorde the kynge that nowe is the .v. yere of his reygne, and in an other ſtatute made in the tyme of the kynges graundfather vpon ſuche takynges, is conteyned moꝛe at the full. And

Conſtable.

that

that fromhensforth in the commissions of such takers and purueiours, the intent and peyne limyted in this statute, shalbe conteyned. And that no commyssyon be made, but only vnder the kynges great seale or preuy seale. Nor that no man be bound to obey any such commyssions, other or in other maner than is aforesayd. And that the same statute take place in all pointes agaynst euery taker and pureyour of euery maner of vytayle in euery parte of the realme, of what condycyon so euer he be. Seale.

Cap. ii.

Item where as dyuers opinions haue ben before this time, in what case treason shalbe said, and in what not: The kyng, at the requeste of the lordes and of the comens, hath made a declaracõ in the maner as hereafter soloweth. That is to say, whan a man doth compasse or imagyn the deth of our souerayne lorde the kyng, or of my lady his queene, or of theyr eldest sonne and heyre: or if a man doth violate the kynges compaignon, or the kinges eldest doughter vnmaried, or the wyfe of the kynges eldest sonne and heyre: or if a man do leuey warre agaynst our souerayne lorde the kynge in his realme, or be adherent to the kinges enemyes in his realme, gyuyng to them ayde and comfort in the realme or elles where, and therof be probably attemed of open dede by people of their condicon. And if a man counterfeyt the kynges great or preuy seale, or his money: and if a man bring fals money into this realm, counterfeyt to the money of England as the money called Lushburgh, or other lyke to the sayd money of Englande, knowyng the money to be fals, to marchandise or make payment, in diseeipt of our said souerain lord the king and of his people: And if a man slea the chauncellor, treasorer, or the kynges Justices of the one benche or the other, Justices in Eyre, or Justices of Assyse, and al other Justices assigned to here and determine, beyng in theyr places doyng theyr offices. And it is to vnderstande, that in the cases aboue rehersed it ought to be iudged treason, whiche extendeth to our louerayne lorde the kynge and his royall maiesty. And of such treason the forfeyture of the eschetes parteyneth to our souerayne lorde, aswell of the landes and tenementes holden of other, as of hym self. And moreouer there is an other maner of treason, that is to say, whan a seruaunt sleeth his maister, or a wyfe her husbonde, or whan a man seculer or religyous sleeth his prelate, to whome he oweth fayth and obedyence. And of such treason the eschetes ought to parteine to euery lorde of his owne fee. And bycause that many other lyke cases of treason may happen in tyme to come, whiche a man can not thynke nor declare at this present tyme: It is accorded, that if any other case supposed treason, whiche is not aboue specified, doth happen before any Justices, the Justices shall tary without goyng to iudgement of the treason, tyll the case be shewed and declared before the kynge and his parliament, whether it ought to be iudged treason or elles felonie. And if percase any man of this realme ryde armed couertly or secretly with men of armes agaynst any other, to slea hym or robbe hym, or to take hym, or reteyne tyll he hath made fyne or raunsom, or to haue his delyueraunce, it is not the mynde of the kynge nor his councell, that in suche case it shall be iudged treason, but shall be iudged felony or trespas accordynge to the lawes of the land of olde tymes vsed, and accordyng as the case requireth. And if in suche case or other like, before this tyme any Justices haue iudged treason, and for this cause the landes and tenementes haue cõmen in to the kynges handes as forfeyt, the chief lordes of the fee shal haue the eschetes of the tenemẽtes holden of them, whether that the same tenementes be in the kynges handes or in others, by gyft or in other maner. Sauyng alwayes to our souerayne lorde

Treasons in diuerse cases.

Eschetes.

Felonie. Trespas.

the

the kyng the yere and the waste, and the seisetures of catals, whiche parteyne to him in the cases aboue named. And that writtes of Scire facias be graunted in suche case agaynst the landtenauntes without other originall, and without allowyng any protection in the said suite. And that of the landes, whiche be in the kinges handes, writtes be graūted to the shirifes of the counties, where the landes be, to set them out of the kynges handes without other delay.

Cap. iii. Enditour.

¶ Item it is accorded, that no enditour be put in enquestes vpon the delyueraūces of the endytees of felonies or trespas, if he be challenged for the same cause by hym whiche is endyted.

Cap. iiii. Attachement Petition.

¶ Item where as it is conteyned in the great chartre of the fraunchises of England, that none shalbe imprisoned nor out of his frehold, nor of his fraunchises nor free custome, but it be by the lawe of the lande: It is accorded, assented, and stablished, that fromhensforth none shalbe taken by petition or suggestion made to our soueraine lorde the kyng or to his councell, onles it be by endytement or presentment of his good and laufull neyghbours where such dedes be done, in due maner or by proces made by writ original at the comun law. Nor that none be out of his fraunchises, nor of his freholdes, onles he be duely brought in answere and for iudged of the same by way of lawe. And if any thynge be done agaynst the same, it shalbe redressed and holden for none.

Cap. v. Executours of executors.

¶ Item it is accorded and stablysshed, that executours of executours shal haue actions of dettes, accomptes, and of goodes caried away of the fyrst testatours, and execution of statutes marchauntes and recognisaunces made in court of recorde to the fyrst testatour, in the same maner as the fyrst testatour should haue, yf he were in life, aswel of action of the time past, as of the time to come, in all cases, where iudgement is not yet gyuen betwyxt such executours of executours: But that the iudgementes gyuen to the contrary in tymes past shall stande in theyr force. And that the same executours of executours shall answere to other of as moch as they haue recouered of the goodes of the first testatours, as the first executours should do, if they were in full lyfe.

Cap. vi. Taker. Wood. Tymber.

¶ Item it is accorded and stablysshed, that no taker of wood nor of tymber to the kynges vse for worke, nor for to make other thyng, shall cutte or caste downe the trees of any man growyng about or within his house. And if any do to the contrary, he shall make gree to the partie of his treble domage and to haue one yeres prison and to be for iudged of his office.

Cap. vii. Forester.

¶ Item it is accorded and stablished, that no forester nor kepar of forest or chace nor none other minister, shal make or gather sustenance nor none other gathering of vitailes nor other thyng, by colour of theyr office, agaynst any mannes wyll within their bailiwyke nor without, but that that is due of olde ryght.

Ca. viii. Men of armes.

¶ Item it is accorded and assented, that no man shalbe costrayned to fynde men of armes, hoblers, nor archers, other than those which hold by such seruices, if it be not by comyn assent and graunt made in the parlyament.

Cap. ix. Auncell weyght.

¶ Item where as great domage and disceipt is done to the people, by that that dyuers marchauntes vse to bye and wey wolles and other marchaundises by a weyght, whiche is called Auncell: It is accorded and stablysshed, that this weyght called Auncell, betwyxt byers and sellers shalbe holly put out. And that euery sale and byeng be by the balance, so that the balance be euen and the wolles and other marchandises euenly weyed by ryght weyght, so that the sacke of wolle wey nomore but .xxvi. stones, and euery stone to weye .xiiii. li. And that the beame of the balance do not boowe more to the one parte than to the other. And

Sacke of wolle.

that

that the weyght be accordyng to the standard of the eschecker. And if any byer do the contrary, he shall be greuously punyshed, aswell at the suite of the party, as at the kynges suite.

Capi. x.

¶ Item where as it is conteyned in the great charter, that one measure shalbe throughout England, which charter hath not benne well kept nor holden in this poynt in tymes past: It is accorded and assented, that all the measures, that is to say, busshell, halfebusshell, pekke, galone, potell, and quarte through England, within fraunchises and without, shalbe accordyng to the kinges standarde. And the quarter shall conteyne viii. busshels by the standarde and nomore. And euery measure of corne shalbe stryked without hepe, sauynge the rentes and fermes of lordes, whiche shall be measured by suche measures as they were wont in tymes past. And the purueyours of the kyng, of the quene, and all other shal make their purueiances by the same measures, striked in the same maner, and at al tymes that shalbe nedefull. And our souerayne lord the king shall assigne certeyne Justices in euery county to enquyre, here and determyn, vpon the pointes aforesayd, and vpon the same to do punyshment accordyng to the trespas, aswell at the parties suite as at the kinges. So alwayes that all maner of fraunchises be saued to the lordes in all poyntes without bicamysh to be made in any maner.

Measures.

Purueiours.

Fraunchises.

¶ Item it is assented, that reasonable ayde to make the kynges eldest sonne knyght, and to mary his eldest doughter, shalbe demaunded and leued after the forme of the statute therof made, and not in other maner, that is to say, of euery fee holden of the kyng without meane .xx. s. and nomore, and of euery .xx. li. of land holden of the kyng without meane in forage .xx. s. and nomore.

Cap. xi.

Ayde.

¶ Item it is accorded, that it shalbe lauful for euery man to exchange gold for syluer, or syluer for gold, or for gold and syluer, so that no man hold the same as exchanged, nor take no profit for makyng of suche exchange, vpon peyne of forfeyture of the money so exchanged, except the kinges exchangeours, which take profit of such exchange, accordyng to the ordynaunce before made.

Cap. xii.

Exchanges.

Exchangeours.

¶ Item it is accorded, that the money of gold and syluer, whiche now renneth, shall not be impayred in weyght nor in allay, but as fore as a good way may be found, that the same be put in the auncient estate, as in the sterlyng.

Cap. xiii.

Money.

¶ Item it is accorded, that after that any man be endited of felony before the Justices in their seissons to here and determyne, it shalbe comaunded to the shyrisse, to attache his body by writ or by precept which is called a Capias, & if the shirisse retourne in the fayd writ or precept, that the body is not found, an other writ or precept of Capias shalbe incontinently made, returnable at .iii. wekes after, & in the same writ or precept it shalbe cõpelled, that the shyrysse shal do to be seysed his catalles, & saufly to kepe the tyll the day of the writ or precept retorned. And if the shyrisse retourne, that the body is not found, and the endity cõmeth not, the exigend shalbe awarded, and the catalles shall be forfeyt, as the lawe of the crowne demaundeth. But if he come and yelde hym, or be taken by the shyrysse, or by other mynyster, before the retourne of the second Capias, than the goodes and cattalles shalbe saued.

Ca. xiiii.

Felony.

Capias.

Shyrisse.

¶ Item for asmoch as the takers and byers of the kinges prises, do take sheepe from the people betwyxt Ester and the feaste of saynt John baptyst with theyr wolles, and preyse the same at a small prycc, and after sende them to theyr owne houses, and do them to be shorne to theyr owne profit, in disceipt of the kynge, and great oppression of the people: It is accorded, that no suche taker purueyour nor byer shall take any sheepe before the tyme of shearynge, but asmoche as may

Cap. xv.

Takers of sheepe.

Purueyours.

may reasonably suffyce tyll the tyme of shearyng. And after that tyme they shal take asmany sheepe shorne, and not other, that may reasonably suffice them for the tyme to come. And if any taker, purueyour, or byer of the realme, do against the same, and be therof attaynted at the suite of the kyng or of the party, it shal be done of hym as of a theef or a robber. And the peyne shalbe conteyned in euery commyssion of suche purueyours.

Cap. xvi. Tenemart. ¶ Item it is accorded, that by the exception of Tenemure of parcell, no wryt shalbe abated, but for the quantitie of the Tenemure which is alleged.

Ca. xvii. Processe. ¶ Item it is accorded, that suche processe shall be made in a writ of Dette and Detynue of cattalles, and takynge of beastes by wryt of Capias, and by processe of exigend, by the shiriffes retourne, as is vsed in a writ of accompte.

Ca. xviii. Byllaynes. ¶ Item it is ordeyned and assented, that notwithstandyng adiournement made in Eyre by writ of Libertate probanda purchased in fauour of vylleyns to delay the lordes of theyr actions of suche vylleyns, the same lordes shalbe receyued to allege the exception of villenage agaynst their villeyns in al writtes, whether that the sayde writtes of Libertate probanda were purchased by disceipt or in other maner. And that the lordes may sease the bodies of their villeyns, aswell as they myght before that the writtes of Libertate probanda were ordeyned or purchased.

Ca. xix. Protections. Dette. ¶ Item for asmoche as our souerain lord the kyng hath made before this tyme dyuers protections to dyuers people, which were bounden to hym in any maner of dette, that they should not be impleded of the dettes which they owed to other, tyll they had made gree to our souerayne lorde the kinge, of that that to him was due by them, by reason of his prerogatiue, and so during suche protections, no man durst implede suche dettours: It is accorded and assented, that not withstandynge suche protections, the partyes whiche haue actyons to theyr dettours, shall be answered in the kynges courte by theyr dettours. And if iudgement be therupon gyuen for the playntyfe or demaundaunt, the execution of the same iudgement shalbe put in suspence tyl gree be made to the king of his dette. And if the creansours wyll vndertake for the kynges dette, they shall be therto receyued. And further they shall haue execution agaynst the dettours of the dette due to them, and also shall recouer agaynst them asmoche as they shal pay to the kynge for them.

Cap. xx. Monoyours. Money. ¶ Item it is accorded and assented, that the moneyours and other wardeyns and ministers of the money, shal receyue plate of gold and syluer by the weyght. And in the same maner shall delyuer the money when it shalbe made by weyght, and not by number, without any tarlenge.

Cap. xxi. Botiller. ¶ Item where as before this tyme the kinges butillers and their deputits, were wont to take and dayly do take moche more wyne by colour of their office, to the kynges vse, than they shall nede, whereof the worste they delyuer to the kynges vse, and the best in great number they reteyne to them selfe, to sell and make therof theyr profit, and somtyme they releese to marchantes that that they haue taken of them for fynes and gyftes, whiche they take of the same marchauntes by extortion, to the great damage and impouerishement of the sayd marchauntes: It is accorded, that the stewardes of the kynges house, and treasorer of the wardrobe, shall send to all the portes of England, where wynes be to be taken to the kynges vse, the certayne number, whiche the butteyller shal take in euery parte, so that nothyng be taken ouer this number. And that the mayre and baylyffes of the sayd portes, certifie the sayd steward and treasorer of the num-

Mayres. Bayliffes.

ber

bre of all the tonnes ſo taken by the buttyller or his lieutenaunt, vnder the ſeale of the ſayd mayre and baillyffes by indentures made betwyxt them and the takers of the ſayde wynes. And in caſe that it be founde, that the buttyller or his lieutenaunt, take more, or take rewarde of any, or delay any by colour of his office as by arreſt, he ſhal make gree to the party of the double, and ſhalbe out of his office, and ſhall haue impriſonment, and alſo be raunſomed at the kynges wyll. And the kyng ſhall aſſigne his Juſtices, whan ſhall pleaſe hym, to enquyre vpon theſe thinges. And the buttyller ſhal anſwere alwel for his deputies as for hym ſelfe, where they be not ſufficient.

Taken.

Ca. xxii. Prouiſyons. Prouiſours.

Item bycauſe that ſome do purchaſe in the court of Rome prouyſyons, to haue abbeyes, and priories in England, in diſtruction of the realme, and of holy relygion: It is accorded, that euery man that purchaſeth ſuch prouiſions of abbeyes or priories, that he and his executours and procuratours, which do ſue & make execution of ſuch prouiſions, ſhalbe out of the kinges protection. And that a man may do with them, as of enemyes of our ſouerayne lord the kyng and his realme. And he that offendeth agayn̄ſt ſuch prouiſours in body or in goodes, or in other poſſeſſions, ſhalbe excuſed againſt al people, and ſhal neuer be impeched nor greued for the ſame at any mannes ſuite.

Ca. xxiii. Lombardes.

Item where aſmoche people of the realme, whiche haue made contractes with Lombardes, that be named of the companyes dwelling in the ſame realm, whiche Lombardes after that that they haue made their obligations to theyr creanſours, haue ſodaynly eſcaped out of the realme without agrement made to their ſaid creanſours, in diſceipt and gret domage of the people: It is accorded and aſſented, that if any marchaunt of the company, knowlege him ſelfe bounde by the maner, that the company ſhal anſwere of the det. So that an other marchaunt, which is not of the company, ſhal not be therby greued nor impeched.

Here begynneth the ſtatute of prouiſours of Benefices made at Weſtminſter the ſayde. xxvi. yere.

WHere as late in the parlyament of good memory of Edward kyng of Englande, graundfather of our ſouerayne lorde the kyng that nowe is, the. xxv. yere of his reigne, holden at Kaerlyle, the peticion herd, put before the ſayde graundfather and his counſell by the comynalty of his ſayd realme, conteynyng, that where as the holy churche of England was founded in the eſtate of prelacy within the realme of Englande by the ſayde graundfather and his progenytours, and the erles, barons, and other nobles of his ſayde realme and theyr auncеſters, for them to enfourme the people of the lawe of god and for to make hoſpitalities almes and other workes of charitie in the places where the churches were founded, for the ſoules of the foundours, theyr heyres, and of all chriſten, and certayne poſſeſſions aſmoche in fees, landes, rentes, as in aduowſons, whiche do extende to a great value, were aſſigned by the ſaid foundours to the prelates and other people of the holy church of the ſayd realm, to ſuſteine the ſame charge, and eſpecially of the poſſeſſions whiche were aſſigned to archbiſſhops, biſſhops, abbottes, priours, relygious and all other people of holy churche, by the kynges of the ſayde realme, erles, barons, and other great men of his realme, the ſame kynges, erles, barons, and other nobles, as lordes and aduowees, haue had & ought to haue the cuſtody of ſuch voydaunces and the preſentmentes and the collacions of the benefices beynge of ſuche prelacies. And the ſayde kynges in tymes

Prouiſours.

paſt were wont to haue the greatteſt parte of theyr counſell, for the ſauſgard of the realme whan they had nede, of ſuche peelates and clerkes ſo aduaunced: The byſſhop of Rome, vſurpyng the ſeigneuries of ſuche poſſeſſions and benefices, dothe gyue and graunt the ſame benefices to alyens, whiche dyd neuer dwell in Englande, and to cardinals, whiche myght not dwell here, and to other aſwell alyens as denyzens, as yf he had ben patron, or aduower of the ſaid dignyties and benefyces as he was not of ryght, after the lawe of Englande, wherby if they ſhulde be ſuffred, there ſhulde vnnethe be any benefice within a ſhorte tyme in the ſayd realme, but that it ſhulde be in the handes of alyens and denyzens by vertue of ſuche prouiſions, againſt the good wyll and diſpoſition of the foundours of the ſame benefices. And ſo the elections of archbiſhops byſſhops, and other religious ſhuld fayle, and the almes, hoſpitals, and other workes of charitie, which ſhuld be done in the ſaid places, ſhuld be withdrawen; the ſayd graundfather and other lay partrons, in the tyme of ſuch voydaunces ſhuld loſe theyr preſentmentes, the ſayd counſel ſhuld peryſh, and goodes without numbre ſhuld be caried out of the realme, in adnullation of the eſtate of the holy churche of England, and diſheriſon of the ſayd graundfather, and of the erles, barons, & other nobles of the ſayde realm, and in offence & diſtruction of the lawes and ryghtes of his realme, and to the great damage of his people, and in ſubuercion of all the eſtate of his ſayd realme, and againſt the good diſpoſition and wyll of the fyrſt founders: By the aſſent of the erles, barons, and other nobles, and of all the ſayd commynalty, at theyr inſtaunce and requeſtes, the domage and greuaunces aforeſayd conſidered, in the ſayde full parlyament it was ordeyned, that the ſayd oppreſſions, greuaunces, and domages in the ſame realme fromhenforth ſhuld not be ſuffred in any maner. And nowe it is ſhewed to our ſouerayne lorde the kyng in this preſent parlyament holden at weſtmynſter, at the vtas of the Purifycation of our lady the. xxv. yere of his reygne of Englande, and of Fraunce the. xii. by the greuouſe compleyntes of all the commens of his realme, that the greuaunces and myſchiefes aforeſayde do dayly habound, to more greatter domage and deſtruction of all his realme, more than euer were before. s. that now late the byſſhoppe of Rome, by procurement of clerkes and otherwyſe, hath reſerued and dothe dayly reſerue to his collation generally and eſpecially, aſwell archbyſſhopriches, byſſhopriches, abbeys, and priories, as al other dignities and other benefices in England, which be of the aduowry of people of holy churche, and gyue the ſame aſwel to alyens as to denyſens, and taketh of all ſuche benefices the fyrſt fruites, and many other profittes and a great parte of the treaſure of the realme is caried away and dyſpended out of the realme, by the purchaſours of ſuch graces, and alſo by ſuch priuy reſeruations many clerkes aduaunced in this realme, by their true patrons, whiche haue peacibly holden their auaunceméntes by longe time, be ſodaynly out: wher vpō the ſayd cómens haue prayed our ſaid ſouerayn lord the kyng, that ſyth the ryght of the crowne of England, and the lawe of the ſayd realme is ſuche, that vpon the miſchiues and domage, whiche happeneth to his realme, he ought and is bounden of the accorde of his ſayd people in his parlyament, therof to make remedy, and lawe in voydinge the myſchiefes and domage, whiche therof commeth, that it may pleaſe hym therypon to ordeyne remedy: Our ſouerayne lord the kyng, ſeyng the miſchiefes and domage before named, and hauing regard to the ſaid ſtatute, made in the time of his ſaid graundfather, and to the cauſes conteyned in the ſame, which ſtatute holdeth alwayes his force, and was neuer de-

feated

Biſſhop of Remes vſurped power.

Collation.

Reſeruation.

feated nor adnulled in any poynt, and by somoche he is bounden by his othe to do the same to be kept as the law of his realme, though that by sufferaunce and negligence it hath ben sithens attempted to the contrary, and also hauynge regard to the greuouse complayntes made to him by his people in diuers his parlyamentes holden heretofore, wyllynge to ordeyne remedye for the great damage and myschieues, whiche haue happened and dayly do happen to the churche of Englande by the sayd cause: By the assent of all the great men and the comynalty of his sayd realme, to the honour of god and profit of the sayd churche of England, and of al his realme, hath ordeined and stablisshed, that the free electiones of archbysshoppes and byssh oppes, and all other dignities and benefices electyse in England, shall holde from henssorth in the maner as they were graunted by the kynges progenitours, and founded by the auncesters of other lordes. And that all prelates and other people of holy churche, whiche haue aduowsons of any benefices of the kynges gyft, or of any of his progenitours, or of other lordes and donours, to do dyuyne seruices and other charges therof ordeyned, shall haue theyr collations and presentementes freely in the maner as they were enfeoffed by theyr donours. And in case that reseruation, collation, or prouision be made by the courte of Rome of any archbysshopryche, byssh opryche, dignitie or other benefice, in disturbance of the electyons, collations, or presentations afore named, that at the tyme of the voydaunce that such reseruations, collations, and prouysions, ought to take effecte, our souereigne lord the kynge and his heires shall haue and enioy for the same tyme the collations to the archbishopriches and other dignities electise, which be of his auowry, suche as his progenitours had before that free electyon was graunted, sithens that the elections were fyrst graunted by the kynges progenitours vpon a certeyne fourme and condition, as to demaunde lycence of the kyng to chose, and after the election to haue his royall assent, and not in other maner. whiche conditions not kept, the kynge ought by reason to resorte to his fyrst nature. And if any suche reseruation, prouision, or collation be made of any house of religion of the kynges auowry, in disturbaunce of the free election, our souereigne lorde the kynge and his heyres shall haue for that tyme the collatyon to gyue this dignytie to a conuenyent person. And in case that collation, reseruation, or prouision be made to the courte of Rome of any churche, prebend, or other benefices, whiche be of the aduowryе of people of holy churche, wherof the kynge is aduowee peramont immediat, that at the same tyme of the voydaunce, at whiche tyme the collation, reseruation, or prouision ought to take effecte as afore is sayde, the kynge and his heyres therof haue the presentment or collation for that tyme. And so fro tyme to tyme when so euer suche people of holy churche shal be disturbed of theyr presentmentes or collations by such reseruations, collations, or prouisions, as afore is sayd: Sauynge to them the right of theyr aduowsons and their presentmentes, whan no collation or prouision of the court of Rome is therof made, where that the sayd people of holy church shal or wyl to the same benefices preset or make collacion. And that their presentees may enioy the effecte of their collations or presentmentes. And in the same maner euery other lorde, of what condition that he be, shal haue the collatyons or presentmentes to the houses of religion, whiche be of his aduowryе and other benefyces of holy churche, whiche be perteynynge to the same howses. And if such aduowees do not preset to such benefices within the half yere after such voidannces, nor the bisshop of the place do not giue the same by lapse of

Election.

Aduowson.

Collation.

Reseruation.

Aduowre.

Prouisyons.

Aduowee.

tyme within a moneth after the halfe yere: that than the kynge shall haue thar-
of the presentmentes and collations, as he hath of other of his owne aduowry.
Presentee. And in case that the presentees of the kynge, or the presentees of other patrones
of holy church, or of their aduowees, or they to whom the king or such patrones
or aduowees aforesayd haue gyuen benefices, perteynyng to their presentmen-
Prouisours. tes or collations, be visitourbed by suche prouisours, so that they may not haue
possession of such benefices by vertue of the presentmētes or collation so to the
made, or that they whiche be in possession of such benefices, be impeched vpon
their sayd possessions by such prouisours, than the said prouisours, their procu-
ratours, executours, and notaries shalbe attached by their body, and brought in
to answere. And if they be conuicte, they shall abyde in prison without beyng let
to maynprise or bayle, or otherwise delyuered, tyll that they haue made fine and
raunsom to the kyng at his wyll, and gree to the party that shall fele hym selfe
greued. And neuertheles before that they be delyuered, they shall make full re-
nunciation, and synde sufficient surety, that they shal not attempte such thinges
in tymes to come, nor sue no proces by them nor by other against any man in the
court of Rome, nor in no parte elsewhere, for any such impaisonmentes or renun-
ciations, nor any other thinge dependyng of them. And in case that suche prouis-
sours, procuratours, executours, and notaryes be not found, that the Erigend
shall ren agaynst them by due proces, and that writtes shal go forth to take their
bodies in what partes that they be found, aswel at the kinges suite as at the suite
of the partie. And that in the meane tyme the kyng haue the profittes of such be-
nefices so occupied by such prouisours, except abbeyes, priories, and other hou-
ses, which haue colleges or conuentes. And in suche houses the colleges and co-
uentes shal haue the profittes. Sauyng alwayes to our souerayne lord the kyng,
and to all other lordes, their olde ryght. And this statute shall haue place aswel
of reseruations, collations, and prouisions made and graunted in tymes past a-
gaynst all them, whiche haue not yet obteyned corporall possessions of the bene-
fices graunted to them by the same reseruations, collations, and prouisions, as
agaynst all other in tyme to come. And this statute oweth to holde place and to
begynne at the sayd vtas.

¶ Here begynneth the statute of the fourme of leuyeng of the. xv. made the same. xxv. yere.

WHere as our souerayne lorde the kyng, the prelates, erles, barons,
and other people assembled at his parlyament, holden at westmin-
ster in the feaste of saynt Hilary, the yere of the reygne of our sayd
souerayne lorde the kynge of Englande the. xiv. and of Fraunce
the. xii. hath graunted to the commens of the realme of Englande,
in ayde of the disme and quynzyme, whiche the sayd commens haue graunted to
our souereigne lorde the kynge, for the speede of his warres of Fraunce, and de-
fence of his realme of Englande, for. iii. yeres next ensuyng, all the fynes, issues
forfeyt, amerciamentes, and all other profittes, whiche be or shall be leueyed
or taken of labourers, artificers, regratours, vytaylours, hostelers, and al ma-
ner of workemen, and of seruauntes, in all poyntes fully as is conteyned in
the statute therof made at the laste parlyament, holden at westmynster at the
vtas of Candelmas, the yere aforesayde, from the feaste of Ester last past, tyll
the last terme of the parlyament of the dismes and quynzyme aforesayde. And
further if any thing be behynde of the said fines, amerciamentes, and other pro-

fittes

fyrtes aforesayd, of the makyng of the sayd statute, that is not payed to the cō-
mens in ayde of their disme and quinzyme, rennyng before this time, in somons
wherof the kyng is not answered: that than the said cōmens shal haue that that
is behynde in ayde of their disme and quinzyme triennall graunted at this par-
liament. And the said cōmens prayen our soueraine lord the kyng, and the great
men, that commissions of labozers be made to certeyn people in euery county,
named by the sayd cōmens in this parliament, to enquyre & do right accordyng
to the said statute. And that the same Justices take resonable wages euery one
after his estate, of the issues and profittes rising of their sessions. And that the
Justices do to be deliuered their estretes to the collectours of the said disme and
quinzyme, in the counties where they shalbe by indenture. And that the estretes
therof deliuered at the eschekey, shalbe deliuered to the sayd Justices: and that
they do the same to be delyuered out of their custody to the sayd collectours.
And the same Justyces before their rising in euery sessions shal do to be assered
the amerciamentes as pertayneth. And whan they shalbe assered, all the estretes
and al the profittes of their sessions, at the ende of euery sessions, shalbe put in a
certayn summe, in the presence of the sayd Justices and collectours, and of the
knightes and sercauntes of the best of the countrey. And be it appoxcioned of
the same summe by the othes of good and lawfull knyghtes, and other of euery
hundred in the forme as hereafter foloweth, that is to say, of euery hundred ther
shalbe certein people chose before the same Justices, as many as shal nede, swozne
to shew and to say of euery town of the hundred, and of euery hamel, the wastes,
mischieues, and impouerishmentes of the same, aswel of fraunchises as without,
without concelyng oz sauowzynge any man. And the summe whan it shall be so
put in certeine, shalbe appoxcioned at the ende of euery sessions betwyxt the said
townes and hamelettes, by the aduyse of the said Justices, and by the othe of
the collectours and other aboue named, accordyng to the estate of the said tow-
nes and hamelettes and their mischief, and accordyng as their necessitie demaū-
deth. So that to euery town and hamelet the poxcion shalbe allotted and put in
certeyn, & the cause of the same before the sayd Justices, and put in their recozde
and recowped in part of paiment of the olde taxe of the said townes and hame-
letes. And that the remenaunt of the sayd taxe, of the sayd townes and hamelet-
tes, be leuied by the said collectours, beside the estretes deliuered to them by the
sayd Justices, accordyng to the sayd appoxcionynge and nomoze vpon peyne to
lose the treble to the partyes, of whom the thynges shalbe leueyed, and whiche
therof feleth them greued, and to be raunsomed at the kinges wyl. And that the
sayde Justices haue power to here and determyne aswel at the suyte of the par-
ty as at the kynges suite, of the collectours, vndercollectours, taxours, and all
other mynysters, and all other whiche shall do oz come agaynst the sayde ozdy-
naunces, and to make therupon redy punysshement. And that all the profyt-
tes rysynge of suche punysshmentes in any maner, whiche shall be iudged be-
fore the sayd Justices, of suche labourers, workmen, and artificers, oz by cause
of them, shalbe in ayde of the cōmens, for to bere the charge of their disme and
quynzyme aforesayde. And that it be conteyned in the commyssyons therof
made, that all mynysters of lordes of fraunchises and theyr baylyffes, shalbe at-
tendant to the sayd Justices vpon a greuous peyne. To whiche thynges afore-
sayde: Our sayde soueraine lorde the kyng, and the prelates, erles, barons, and
other great men, being in the sayd parliament, haue fully gyuen their assent. So
alwayes that by occasion of any point aforesayd, the leuyeng noz the paiment of

Disme and quynzyme.

the sayd visme and quinzyme triennall, shall in no wise be delayed at any of the termes aforesayde.

¶ Here begynneth the statute of prouisours made at westmynster the .xxvii. yere of kyng Edward the thyrde.

OUr soueraine lord the kyng, by the assent and prayer of the great men and the commens of his realme of England, at his great counsel holden at westminster, the monday next after the feast of saint Mathew the apostle, the xxvii. yere of his reign of England, and of France the xiii. in amendement of his said realm, and maintenance of the lawes and vsages, hath ordeyned and stablysshed these thynges vnderwritten.

Cap. i. FYrst bycause that it is shewed to our soueraigne lorde the kynge, by the greuous and clamorous complayntes of the great men and commens aforesayd, howe that dyuers of the people be and haue ben drawen out of the realme to answere of thynges, wherof the conysaunce perteyneth to the kynges court: And also that the iudgementes gyuen in the same courte be impeched in an other court, in preiudice and disheriton of our soueraigne lorde the kynge, and of his crowne, and of all the people of his sayde realme and in the vndoynge and destruction of the commun law of the same realme at al tymes vsed. wherupon good deliberation had with the great men and other of his said counsell, it is assented and accorded by our soueraine lord the kyng, and the great men and commens aforesayd, that all the people of the kynges liegeaunce, of what condicion that they be, whiche draweth any out of the realme in plea, wherof the conysaunce perteyneth to the kynges courte, or of thynges wherof iudgementes be gyuen in the kynges court, or which do sue in an other courte to defeate or impeche the iudgementes gyuen in the kynges court, shal haue day, conteynyng the space of .ii. monethes, by warnyng to be made to them in the place where the possessions be, whiche be in debate, or elswhere, where they haue landes or other possessions, by the shiriffes or other the kynges ministers, to be before the kyng and his counsell, or in his chauncery, or before the kynges Justices in his places of the one benche or the other, or before other the kinges Justices, which to the same shalbe deputed, to answere in their propre persons to the kyng of the contempte done in this behalf. And if they come not at the sayd day in their propre person to be at the law, they, their procuratours, attourneys, executours, notaries, and mayntenours shal from this day forthe be put out of the kinges protection, and their landes, goodes, and catalles forfeyt to the kynge. And their bodies, wher so euer they may be found shalbe taken and imprisoned, and raunsomed at the kynges wyll. And vpon the same a writ shall be made to take them by their bodyes, and to seise their landes, goodes and possessions in to the kynges handes. And if it be retourned, that they be not found, they shall be put in exigend and outlawed.

Conisaunce.

Court.

Prouisours.

protection.

¶ Prouided alwaies, that at what time they come before that they be outlawed and wyl yeld them to the kinges prison, to be iustified by the lawe, & to receyue that that the court shal awarde in this behalfe, that they shalbe therto receiued. The forfeiture of the landes, goodes, and catalles abydyng in their force, if they do not yeld them within the sayd two monethes, as afore is sayd.

Cap. ii. ¶ Item bycause our soueraine lorde the kynge hath often graunted charters of pardon of felonyes, by feyned and vntrue suggestions of diuers people, wherof moche euyll hath chaunced in tymes past, and for to eschue such euyll: It is accorded

Charter of pardon. Suggestion.

shulde and assented by our sayd soueraigne lorde the kyng, and all his sayd counsaill, that from hensforth in euery charter of pardon of felony, whiche shall be graunted at any mans suggestion, the said suggestion, and the name of him that made the suggestion, shall be compryed in the same charter. And if afterward and the same suggestion be found vntrue, the charter shalbe disalowed and holden for none. And the Iustices, before whom suche charters shalbe alleged, shall enquire of the same suggestion, and that aswell of charters graunted before this tyme, as of charters, which shalbe graunted in tyme to come. And if they finde them vntrue, thanne they shal disalowe the charters so alleged. And shal moreouer thereof do as the lawe commaundeth.

Cap. iii. Hostelers.

¶ Item for the great and outrageous barth of victayles, which hostelers, herbergers, and other regratours of victayle make thoughe their realm, to the great damage of the people passyng thoughe the realme. It is accorded and stablyshed, that the iustices lerned in the lawe, which be good and conuenient, shalbe vrgely assigned to enquyre of the vsedes and outrages of such hostlers, regratours, laborers, and all other compryzed in the statute and other made thereof made, and them to punyshe, and moreouer to do right to the king and his people, sauing alwaies to euery lord and other, their fraunchises in all poyntes.

Cap. iiii. Aulnagers.

¶ Item where as the great men and the comens haue shewed to our soueraigne lorde the king, how many marshoutes, aswel forayne as denizens, haue withdrawen them, & yet do withdrawe them, to come with clothes vnto England, to the great damage of the king & of all his people, bycause that the kinges aulnagers ymagyne to the marchantes straingers, that their clothes be not of assise, that is to say, the colowred cloth of the length of xxvi. yardes measured by the creast, & of the bread of vi. quarters & an half. And the cloth of ray, of the length of xxvii. yardes measured by the lyst, & of the bread of vi. quarters, & the same arrest as forfet to our soueraine lorde the kyng, & haue prayed our said soueraine lorde the king, that it may please him, to release & put out suche forfeitures in ease of his people, for a conuenient recompence to be made to him. Of the other part our soueraine lorde the kyng, vpon such condition hearyng their supplication, hath released and excluded him of all the said forfeitures, and he wyl and graunteth for him and for his heires, that there shalbe no clothes forfeyt, although they be not of the sayd assyse, but the kinges aulnage cun shall measure the cloth and marke the same, by which marke a man may knowe how moche the cloth conteyneth. And of asmoche as the cloth, which is bought for cloth of assyse, shalbe founde to be lesse then the assyse, allowaunce or abatement shalbe made to the byer in the paunes, which he shall make for the same cloth, after the quantyty of the price for which the clothe was bought, and the aulnage our shall take for euery clothe so measured, whiche is of assyse, that is to say, of the seller an halfpenny, and of halfe a cloth a farthyng, for his office and nomore, nor they shall take nothyng of the clothes which be lesse than of the halfe clothe. And that he nothyng medle of the aulnage of any clothe, but onely of clothes whiche be to be solde. And for asmoche as the said lordes & comens haue graunted to the kynge a subsidy of euery cloth, which is to be sold, to take of the seller ouer the customes ther of one, that is to say, of euery cloth of the said assise, wherin ther is no grayn. iii. d. ♈ of euery half such cloth. ii. d. ♈ of euery cloth of assise of scarlet. vi. d. ♈ of euery half such cloth. iii. d. ♈ of euery cloth of half grain of assise. vi. d. ♈ of euery half such cloth. ii. d. ob. And that euery cloth passing the half cloth of assise by .iii. yardes or more, which is no cloth hole of assise, and also of euery cloth passynge the

Subsidie payed for clothe.

hole cloth by iii yerdes and more, it shalbe taken after the rate of the subsidy, which is to be payed for the hole cloth of the same sorte. So alwayes, that of no cloth, which conteyneth not halfe a cloth, nor of clothes, which a man maketh to his owne vse, to clothe hym and his meyny, nor of cloth sealed with the seale of the collectour of the sayd subsydy, of whiche the same subsidy was once payed by the seller, to whose handes that such clothes shal come afterward to sel, or in other maner, nothyng of the sayd subsidy shall be payed nor demaunded. And that such maner of clothes, which be put to sale before that they be sealed with the said seale, shalbe forfeyt to the kyng, and taken into his hand by the said collectour or aulnageour, or by the deputy of one of them, or els by the bailiffes of the town where such cloth vendible not sealed shalbe found.

Seale.

Cap. v. Forstallynge of wynes.

¶ Item it is assented and accorded that defente and proclamations shall be made, that no englyshe marchaunt shal engrosse nor forstal wynes in Gascoyne, nor take them by way of byeng of no Gascoyne, nor of other, for to pay in England, for any greater summe than wynes be comenly solde in Gascoyn, bycause of pryse in peryl of the sea, or by any other colour, vpon peine of life and of membre, and of forfeyture of the wynes and of all their other goodes and catals to the kyng, and of forfeyture of al their landes and tenementes to the chief lordes. And the chefe lordes shall haue a wryt of eschete in such case.

Cap. vi. Buttiller. Wynes.

¶ Item that al marchantes Gascoynes and other straungers may saufly bring their wynes in to England, to what porte that shall please them and to do therof theyr profites. So alwayes that the kinges buttyller may make purueyaunce of wynes of alyens when nede shalbe, makyng payment for the same wynes within xl. dayes, in the maner as hath ben vsed in olde tyme.

Cap. vii. Marchante englyshe. Vintage. Burdeus. Bayon. Wynes.

¶ Item that no Englyshe marchaunt, nor none of his seruauntes, nor other for them, shall go in to Gascoyne, there to abyde, nor shall haue none other there dwellyng, to make bargain or byeng of wynes by any colour, before the tyme of the vintage, that is to say, before that comun passage be made to seke wines ther. And that none bye nor bargaine by him self, nor by other, any wynes but only in the portes of Burdeaux and Bayon, vpon the peines and forfaitures next aforesayd. And if any be there founde vounge against the same, he shall be taken and arrested by the steward of Gascoin, or the constable of Burdeaux, & the body sent into England to the toure of London. And that the same steward certify the kyng in his chauncery of the names of such arrested, and of their maisters and felowes also with all the dede.

Cap. viii. Wynes.

¶ Item it is accorded and stablished, that all wynes red and white, whiche shal come into the said realm, and into the landes of wales and Jreland, to sel, shalbe wel and lawfully gauged by the kinges gaugeours, or their deputies. And if any do set disturbance or debate, and wyll not suffer the same to be gauged, he shall forfeyt the sayd wynes, and shalbe punyshed by imprisonment, and raunsomed at the kynges wyll. And if defaut be found in the gaugeour, that he or his deputy be not redy to do his office, whan he shalbe requyred, or that he do fraude or disceipt, in doing his office to the domage of the byer or of the seller: he shal pay to the party greued his treble domages, and lose his office, and be punyshed by imprisonment, and raunsomed at the kinges wyll. And in case that lesse be found in the tonne or pype, than ought to be of ryght, after the assyse of the tonne, the valour of as moche as shall lacke of such tonne or pype, shalbe allowed and deducted in the payment.

Gaugeour.

Here

The kyng ordeyneth the statute of the staple made at westminster the sayde xxviii. yere.

EDward by the grace of god &c. to all our shirifes, mayres, baylyffes, mynisters and other our faythfull people, to whom these presente letters shall come, greetyng. Where as good delyberation had with the prelates, dukes, erles, barons, and great men of the countries, that is to say, of euery county one for all the country, and of the commens of cities and burgoes of our realme of Englande commoned to our great counsayle holden at Westmynster the monday next after the feast of sayne Mathewe the apostle, the xvii. yere of our reigne of Englande, and of Fraunce the xiiii. for the damage which hath notoriously comen aswell to vs and to the great men, as to our people of our realme of Englaad and of our landes of Wales and Ireland, bycause that the staple of wolles, lether, wolfelles of our sayd realme and landes hath ben holden out of our sayd realme and landes. And also for the great profittes whiche shulde come to the sayde realme and landes if the staple were holden within the same and not elswhere: to the honour of god and in releyfe of our realme and landes aforesayd, and for to eschewe the perils that may happen of the contrary in tyme to come, by the counsayle and commun assent of the sayde prelates, dukes, erles, barons, knyghtes, and commens aforesayde, we haue ordeined and stablysshed the thinges underwritten.

Cap. i.

FYrst that the staple of wolles, lether, wolfelles and leade growynge and commyng forth within our sayd realme and landes, shalbe perpetually holden at the places underwritten, that is to say, for England at Newcastel vpon Tyne, Yorke, Lyncolne, Norwych, Westmynster, Caunterbury, Cycester, Wynchester, Exceter, and Bristowe. For Wales at Kaermerdyn, and for Irelande at Denelyn, Waterforde, Corke and Droghda, and not elles where. And that all the sayde wolles aswell olde as new, wolfelles, lether and leade, whiche shalbe brought out of the sayd realme and lande shall be fyrst brought to the sayd staples. And there the sayd wolle and lead betwixt marchant and marchant, and marchant and others to be lawfully weyed by the standard. And that euery sacke and sarplet of the same wolles so weyed, be sealed vnder the seale of the mayre of the staple. And that all the wolles so weyed and sealed at the staple of Yorke, Lyncolne, Norwych, Westmynster, Caunterbury and Wynchester, And also lether wolfelles and lead, whiche shall come there (The customes of the staple therof payed) shall be witnessed by bil, sealed with the seale of the maire of the staple, and brought to the portes underwritten, that is to say, from Yorke to Hulle, from Lyncolne to saint Botolfe, frō Norwych to great Yermouth, from Westminster to London, from Canterbury to Sandwych, from Wynchester to Southhampton. And there the sayd wolles and leade shalbe an other tyme weyed by our customers assigned in the same parties. And all the wolles and leade brought to the sayd portes of Newcastell, Chichester, Exceter, Bristowe, Kermerdyn, Denelyn, Waterforde, Corke and Droghda, where the other staples be holden, shalbe but ones weyed by the standard betwixt marchant

Staple.

and

and marchant, or marchant and other in presence of our customers there. And an indenture shalbe made betwyxt the mayre of the staple beyng in the porte of the sea and our customers there of all the wolles and lead so weyed and also of al the letther and wolfelles whiche shall come to the sayd staples to passe there, and the same wolles and lead, and also the letther and wolfelles customed and coketted, and the customes therof due payed to our sayde customers in all the sayde portes, that is to say, of denyzens for the tyme that they haue passed, halfe a marke of a sacke of wolle, halfe a marke of CCC. wolfelles, a marke of a last of letther. And of alyens .x.s. of a sacke of wolle, .x.s. of .CCC. wolfelles, and .xx.s. of a last of letther, and .xx.d. of every fodwe of lead, than the sayd marchandises shalbe brought by marchauntes straungers, whiche haue bought the same, and not by Englyshmen welshmen nor Irishmen, to the partyes beyonde the sea out of our sayde realme and landes, to what partyes it shal please the said marchantes straungers. And that the sayde mayre and customers shall delay no man wyllyngly for gayne, nor for fuche faule, nor in other maner shall any thyng take of any parties to do that that partayneth to their office, upon peyne of imprisonement and to pay to the party the double of that that they haue so taken, and also of that that the party shalbe endamaged by cause of fuche taryenge or delay, and moreouer to be raunsomed at our wyll, but shal holde them content of that that they dyd take in certayne to do their office. And that the mayre of the staple and the customers take an othe of all the marchauntes, whiche to shall passe with wolles, letther, wolfelles and lead, that they shall holde no staple beyonde the sea of the same marchaundises.

Mayre of the staple. Customers.

Cap. ii.

Item to replenyshe the said realme and landes of money and of plate, of golde and of syluer, and of marchaundises of other landes, and for to gyue courage to marchauntes straungers to come with their wares and marchaundyses in to the realme and landes aforesayde: We haue ordened and stablyshed, that all marchauntes straungers, which be not of our enemyte, of what land or nation that they be, may saufly and surely vnder our protection and sauf conduyte come and dwell in our sayde realme and landes where they wyll, and thyther to retourne with their shippes, wares, and all maner marchaundises, and freely sell their marchaundises at the staple and els where within the same realme and landes, to any that wyl by them, payeng the customes therof due. And more to allure the marchantes straungers, and other bryngyng goodes and marchaundyses within the sayd realme and landes, we wyll and graunt for vs and for our heires and subiectes, that nothyng shalbe taken ouer the customes aforesayde, nor taken of them to our vse by colour of sale, nor in other maner, against their wyll, nor by the ministers of vs or of our heires, nor by the ministers of any of the prelates, dukes, erles, barons, lordes, nor ladies, nor of none other great nor small. And if any minyster, or other by colour of his office, or in other maner take any thynge of them agaynste their agreement, he shall be incontinently arested by the mayres and baylyffes of the place, if it be out of the staple, or by the mayre or minystres of the staple, if it be within the staple. And spedy and redy proces shalbe made agaynst hym fro day to day, and from houre

Marchauntes straungers. Sauffe conduyte.

to houre

to haue. accordynge to the lawe of the ſtaple, and not at the common lawe, aſwell out of the ſtaple as within at euery mannes complaynt that ſo ſhall be greued. And if he be therof attepnted, he ſhall pay to the marchaunt the double of that that he hath taken, and aſmoche to vs. And that no cõmiſſyon be made to take ſuche pryces of the ſayd marchantes, and if any commyſſyon be made it ſhalbe holden for none. Staple lawe.

Item we wyll and graunt, that al marchauntes aſwell alyens as denyſens, may bye wolles, lether, wolfelles and led, through out realme and landes without couyn or colluſion to abate the pryce of the ſayde marchaundyſes. So alwayes that they bryng the ſame to the ſtaples. And that no marchaunt Engliſſhe, welſh, nor Iryſhe, ſhall cary any maner of wolles, lether, wolfelles, or led, out of the ſayd realme and landes, vpon the peyne of lyfe and membre, and of forfayture of the ſaid marchaundyſes, and of all theyr other goodes and catals agaynſt vs, and of forfeyture of al theyr landes and tenementes agaynſte the chiefe lordes. And the chiefe lordes ſhall haue a writte of eſchete on the caſe. And that no ſtraunge marchauntes by couyn betwyxte them and Engliſſhe, Iryſſhe, or welſhe marchantes, ſhall bryng the ſayd wares and marchandyſes of Engliſſhe, Iryſſhe, or welſhe marchauntes, in parte or in all. Nor that no marchaunt Engliſſhe, Iriſſhe nor welſſhe, nor other make couyn or colluſion with marchauntes ſtraungers, to cary theyr wolles, lether, wolfelles or ledde to the parties beyonde the ſea, out of the realme and landes aforſayd, vnder the name of marchantes ſtraungers, nor ſhall ſende nor holde theyr ſeruauntes, or other theyr attourneys in the parties beyonde the ſea, out of our ſayde realme and landes for to ſell or to ſurvey the ſale of theyr ſayd wolles, lether, wolfelles and led there, or to receyue the money compynge of the ſale of the ſaid wolles, lether, wolfelles and leade. Nor that no Engliſſhman, Iryſſheman, nor welſſhe man, by hym ſelfe nor by other, take payment of golde nor of ſyluer, nor of other thynge in recompence or commutation, or in the name of paymente in the parties beyonde the ſea out of the realme and landes aforeſayd, of marchaundyſes ſolde in Englande, Ireland, or in Wales touchynge the ſtaple. but al ſuche payment ſhalbe made in golde or in ſyluer or marchaundyſe in England, Ireland, or Wales, where the contracte was made, vpon the forfaytures and peynes next aforeſayd. Nor that the marchauntes ſtraungers nor denyzens make betwixt them priuily nor apertly any company or confederacy in fraude or diſceipte of this ordinaunce, nor that none mayntayne the ſame for gayne, nor in other maner to do any ſuch fraud or diſceyt, vpõ the ſame peines and forfaitures. And alwayes it is to be vnderſtanden, that euerye Engliſſhman, Iriſſheman, or welſſhman may freely bryng theyr owne wolles, lether, wolfelles and lead to the ſtaple to ſelle there withoute beynge compelled to ſelle them in the countrey. And that euery marchaunt that ſhall ſelle his wolles at the ſtaple, be bounde to warraunt the packyng of the ſame wolles. Cap. iii. Marchaunt̃es engliſſhe. & ſtraungers wolles, lether, wolfelles. &c. Staple.

Item for aſmoche as no ſtaple may be profitable for vs and for our ſayd realme and landes, onles it be free: we wyll and graunt for vs and for our heyres, for the mayntenance of the ſaid ſtaple, that all maner of people may Cap iiii. Staple.

come

come with theyr cariage and goodes to the staple, and from the same return freely without beyng disturbed by pryses of vs or of any other. Sauynge to vs and to our heires all maner of prices royall, of all maner of cariages and vitayles through all our sayd realme and landes of old tymes due and vsed of ryght, as haue ben made by vs and by our auncestors in times past.

Cariar. And euery cariar retournynge from the staple, shall haue a byll vnder the seale of the mayre of the staple, whereby it may be knowen, that he serueth the staple, conteynyng the iourneys that hym needeth for his retourne to the house, whiche byll shalbe freely graunted to him. And the same mayre shall be sworne that he shall make no suche byll for none other than whiche serueth the staple. And if any suche cariar, carte, shyppes, beastes, or other thynge, whiche serueth for cariage of that that perteyneth to the staple, be taken, and be within the bierge out of the staple, hue and crye shalbe leuyed vpon the takers, and the takers shalbe mayntenaunt taken by people of the towne, where the pryce was made, or by people of an other towne, if they be lackyng, and brought before the stewarde and marshall of our house. And there redy punyshment shall be made of them, accordynge as the dede requyreth. And if any suche pryce be made out of the bierge, hue and crye shalbe leueyed, and the takers shalbe taken and arrested by the town, where suche pryces shalbe made, or by other townes nere, if they be lackynge, and brought to the nert tayle, and there to be done of them as of theues; if the dede the same require. And in case that the people of suche townes be negligent, and wyl not pursue and arrest such takers, as before is sayd, the .iiii. townes nert shall answere of the domages that may be found before them, whom we shall therto assygne, that the plentyffes haue incurred by theyr defaute, if they can not reasonably excuse them selfe therof. And if suche pryces be made in a place, where that the staple is, the takers shalbe arrested by the mayres and mynysters of the staple, and ryght done to the plentiffes by the sayd mayres and ministers. So alwayes that if such pryce be made at the staple, and the staple be within the bierge, and the takers arrested be of our house, than ryght shall be done of them by the mayres and ministers of the staple. And the steward and marshall of our house, or the stewardes lieutenaunt shalbe therto called, if they wil be there, to see that right be done of the sayd takers accordinge to the law of the staple. And in case they come not, the mayre and mynysters of the staple shall procede in the proces, and do Justice accordynge to the lawe of the staple, not withstandynge the not commyng of the steward or marshall, or lieutenaunt aforesayd.

Takers. Bierge.

Stewarde. Marshall.

Mayre of the staple.

Cap. v. Conisaunce. Mayre.

¶ Item in case that our benche or commun benche, or Justyces in Eyre, or Justyces of Assise, or the place of the marshalsye, or any other Justyces come to the places, where the sayde staples be, the sayde Justyces nor stewardes nor marshalles, nor other of the sayde places, shall haue no conysaunce ther of that thynge that perteyneth to the conysaunce of the mayre and ministers of the staple.

Cap. vi. Marshall. Iquerey.

¶ Item we wyll and defende, that no marshall nor other mynister of our house nor of others, shall make iquerey nor melde them in the places where the staples be holden and kept, of the houses where the said marchantes or

their

they? mepny, o? wolles o? other marchaundiſes of the ſtaple be lodged, no? entre in to the ſame to do they? office there, no? take any thynge therof to ſpare any, vpon the peyne to make gree to the party, at whoſe ſuite he ſhall be attey̆ned, of the quatreble of that that the plentyffe ſhalbe endamaged, and further ſhalbe greuoſly punyſſhed agaynſt vs.

Cap.vii. Lycence. Pꝛiuilege.

¶ Item we wyll and graūt, that no lycence no? pꝛyuylege to make paſſage by Engliſhmen, Iriſhmen, o? Welſhmen of wolles, lether, wolfelles o? lead out of the ſayd realme and landes, ſhalbe graunted by vs no? our heyꝛes agaynſt this o?dynaunce. And if any be graunted to the contrary, they ſhall be holden fo? none. And they ſhall gyue no warranty, no? excule to them, whiche ſhall do to be paſſed the ſayd marchaundiſes, that they ſhal not incurre the peynes and fo?feytures conteyned in the ſayd article.

Cap.viii Mayꝛe of the ſtaples. Cõſtables of the ſtaple. Iuriſdiction.

¶ Item we haue o?deyned and ſtabliſhed, that the mayꝛes and conſtables of the ſtaples, ſhall haue iuriſdiction and conyſaunce within the townes where the ſtaples ſhalbe, of people and of al maner of thinges touching the ſtaple. And that al marchauntes cõmyng to the ſtaple, their ſeruauntes and meny in ỹ ſtaple, ſhalbe ruled by the law marchant, of al thinges touching the ſtaple, and not by the commun lawe of the lande, no? by vſage of cytyes burghes no? other townes, and that they ſhal not implede no? be impleded before the Iuſtices of the ſayd places in plea of dette, couenaunt, and treſpas touching the ſtaple, but ſhall implede al perſons, of whome they wyll complaine, as wel ſuch as be not of the ſtaple, as thoſe ỹ be of the ſtaple, whiche ſhalbe there founde. And in the ſame maner they ſhalbe impleded onely before the mayꝛe and Iuſtices of the ſtaple, which ſhalbe therto deputed, of all maner of pleas and of actions, wherof the conyſaunce, perteyneth to the mynyſters of the ſtaple. So alwayes that all maner of contractes and couenauntes made betwyxt marchant and marchaunt o? other, wherof the one party is a marchaunt o? mynyſter of the ſtaple, whether the contracte o? couenaunt made be within the ſtaple o? without, and alſo of treſpaſſes done within the ſtaple to marchauntes o? to mynyſters of the ſtaple by other, o? by any of them to other: the partye plentyffe ſhall chooſe, whether he wyll ſue his action o? quarell before the Iuſtices of the ſtaple by the law of the ſtaple, o? in other place at the cõmun law: And he ſhalbe therto receyued. So alwayes that in the pleas touchyng any of our houſe, the ſtewarde o? his lieutenaunt, and the marſhalles of our houſe ſhall be with the mayꝛe of the ſtaple, to ſe that ryght be done to the parties, as before is ſayd, if they wyll be there. But pleas of lande and of freehold ſhalbe at the cõmun law. And if marchantes o? they? people beyng in the ſtaple, bycauſe of the ſame do felony o? be ſlayn, robbed o? mayhemed by any perſones, the mayꝛe of the ſtaple and other couenable ſhall be aſſygned Iuſtices, to here and determyn the ſaid felonies and mayhems within the ſtaple without delay, accoꝛdynge to the commun lawe. And if any ſuche felon o? treſpaſſour be taken and deteyned within any fraunchiſe, to whom ſo euer the ſame be, bycauſe of ſuche felony o? mayhem done within the ſtaple, it ſhalbe mayntenaunte commaunded by writ, to make the ſayd felon, o? hym that dyd the mayhem

Stewarde of the kinges houſe.

Felony o? mayhem done within the ſtaple.

to

to come before the sayd iustices, to do right of hym in the fourme aforesayd. And if they that haue suche prisoners in warde, will not deliuer them, they shall incurre the peyne of an. C. li. towardes hs. And neuertheles they shall deliuer the body in the fourme aforesayd. And in case that any enditement be made out of the staple of felonyes or trespasses done by people of the staple, or by other to them within the staple, the same enditemẽt, shalbe sent before the saide mayre, and them whiche shall be assigned iustices with hym, to do right in this partie. And if plea or debate be made before the mayre of the staple, betwyxt the marchauntes or mynisters of the same, and therupon to trye therof the trouth an enqueste or proue is to be taken: we will that if the one partye and the other be a straũger, it shalbe tried by straungers. And if the one party and the other be denysens, it shall be tryed by denysens. And yf the one partie be denysen and the other an alyen, the one halfe of the enqueste or of the proue shall be of denysens, and the other halfe of alyens.

Enditement.

Enqueste.

Cap. ix. Staple. Mayre of the staple. Seale. Recognisance

ITem to the intent that the contractes made within the staple shalbe the better holden, and the paymentes redely made: we haue ordeyned and stablysshed, that euery mayre of the sayd staples shall haue power to take recognisaunces of dettes, whiche a man will make before hym, in the presence of the constables of the staple or one of them. And that in euery of the sayd staples be a seale ordeyned, remaynynge in the custody of the sayd mayre of the staple, vnder the seales of the same constables. And that al obligations, which shalbe made vpon suche recognisaunces, be sealed with the said seale payenge for euery obligation of an. C. li. and within, of euery pounde an halpeny. And of euery obligation aboue an. C. li. of euery pounde a farthyng. And that the mayre of the staple, by vertue of the same letters so sealed, may take and holde in prison the bodyes of the dettours after the terme incurred, if he be founde within the staple, tyll they haue made gree to the creditour of the dette and damages. And also arrest the goodes of the sayd dettours, founde within the sayd staple, and deliuer the sayd goodes to the sayd creditours by true estimation, or to sel them at the best that a mã may, and deliuer the money to the creditours tyl the summe due. And in case that the dettours be not founde within the staple, nor their goodes to the summe of the dette, the same shalbe certyfied in the chauncery vnder the sayd seale, by whiche certification a writte shalbe sent to take the bodyes of the sayde dettours, without puttynge them to maynprysse. And to sease theyr landes and tenementes, goodes and catalles. And the writte shall be retourned in our chauncery, with the certification of the value of the sayd landes and tenementes, goodes and catalles. And therupon due execution to be made fro day to day in the maner as it is conteyned in the statute marchaunt, so that he, to whom the det is due, haue estate of freholde in the landes and tenementes, which shalbe deliuered to hym by vertue of the same proces, and recouery by writte of Nouell disseysyn, in case if he be out. And that the detour haue no aduauntage of the quarter of a yere that is conteyned in the sayd statute Marchaunt. And in case that no creditour will haue letters of

Chauncery.

Execution.

Statute marchaunt.

the

the sayd sealle, but wyll be at the sayth of the sayd dettour, if after the terme incurred he demaund the dette, the dettour shalbe vpon the sayth.

¶Item bycause we haue perceyued, that some marchauntes do bye auoyr de poys, wolles and other marchaundises by one weyght: and sell by an other, and make also disceiptfull draughtes vpon the weyght. And also vse false measures and yerdes in great disceipte of vs and of al the cõmens and of lawfull marchauntes: we wyll and stablisshe, that one weyght, one measure and one yarde be throughe all the lande, aswell out of the staple as within. And that wolles, and all maner auoyr de poys, be weyed by the balance, so that the tungue of the balaunce be euen without bowynge to the one syde or to the other, and without puttyng hande or foote, or other touth making of the same. And that he that doth against the same, to the damage of the seller, shall forfeyte to vs the valoure of the marchaundise so weyed and measured. And the party that wyll compleyne hym, shall haue the quatreble of that that he shalbe indamaged. And the trespassour shall haue one yeres imprisonment, and be raunsomed at the kynges wyll. And therupon iustices shalbe assigned to enquyre of suche trespasses at all tymes that shal be nedefull, and to do right aswell at our suite as at the suite of other that therof wyll complayne.

Cap. x. Auoyr de poys. Staple. Weyght. Measure. Yarde. Balaunce. Wolles.

¶Item we haue ordeyned, that all marchantes aliens and denyzens, and other, that do bryng wynes, and other wares and marchaundises, what so euer they be to the staples, cytyes, burghes, and good townes, or to portes of the sea within our said realme and landes, may saufly and without chalenge and impechement of any sell them in gros or at retayle, or by perceis at theyr wyll, to all maner people that wyll bye the same. And that no marchaunt, pryuy nor straunger, nor other of what condition that he be, go by lande nor by water agaynst suche wynes, wares, or marchaundyses commynge in to our sayd realme and landes, in the sea nor els where, to forstalle or bye them, or in other maner to gyue ernest vpon them, before ỹ they come to the staple, or to the porte, where they shall be discharged, nor entre in the shippes for suche cause, tyll the marchaundyses be sette to lande to be solde, vpõ the peines and forfeitures conteined in the same third article aforesaid.

Cap. xi. Marchantes wynes. Staple. Forstallyng.

¶Item that no marchant pryuy nor straunger, nor other, shal bryng out of our realme of England wolles, lether, wollefelles to Berwyke vpon Twede nor els where, nor in to Scotlande, nor that no man, marchaunt nor other of what condition that he be, sel his wolles, wolfelles, nor lether, to any man of Scotland, nor to none other to bryngе into Scotland, vpon the peynes and articles conteyned in the sayd thirde article.

Cap. xii. Marchantes wolles. Lether. Wolfelles.

¶Item we wyll and graunt, that if any marchaunt pryuy or straunger be robbed of his goodes vpon the sea, and the goodes so robbed come in to any partyes within our realme and landes, and wyll sue for to recouer the sayde goodes, he shalbe receyued to proue the sayde goodes to be his owne by his markes, or by his carte or coket, or by good and laufull marchantes pryuy or straungers. And by suche proues the same goodes shalbe delyuered to the marchauntes, without makynge other suite at the commun lawe.

Cap. xiii. Marchaunt robbed on the sea.

And

Shippes pe-rished on the sea.

And in case that any shyppes goynge out of our sayd realme and landes, or comynge to the same, by tempeste or other myschortune breake upon the sea bankes, and the goodes come to the lande, whiche may not be sayd wrecke, they shalbe mayntenaunt without fraude or male engyne delyuered to the marchauntes, to whom the goodes be, or to theyr seruauntes, by such proue as before is sayde, payenge to them that haue saued and kepte the same, conuenably for theyr trauayle, that is to saye, by the discretion of the shyryffes and baylyffes or other our mynysters in the places gyldable, where other lordes haue no fraunchise, and by the aduise and assent of. iiii. or. vi. of the best or most sufficient discrete men of the countrey. And if that be within the fraunch[illegible] of other lordes, than it shalbe done by the stewardes and bailyffes, or wardeynes of the same fraunchises, and by the aduise of iiii. or. vi. discrete men of the countrey, as afore is sayd, without any delay.

Ca. xiiii.

Marchantes plate of syluer.
Bullettes of golde.
Money.
Bullyon.
Exchaunge.
Staple.
Olde sterlynge.

¶ Item we haue ordeyned, that all marchauntes prpuy and straungers, may saufly cary and bryng within our sayd realme and landes, plate of syluer and bullettes of golde, and all other maner of golde, and all money of golde and syluer, to our bullyon, or to our exchaunges, whiche we shall do ordeyne at our sayde staples and els where, takynge there money of our coyne of golde and syluer couenably to the valure. And yf any wyll take good money of golde and syluer of other coyne than of ours in payment, he shall take the same without impechement, so that none be therunto compelled, if he wyll not take it of his good wyll. Prouyded alwayes, that no money haue cõmun course within our said realme and landes, but the money of golde and syluer of our coyne. And that none cary out of our sayde realme and landes the olde sterlynge, nor other money, but our newe money of golde and syluer, except the marchauntes straungers, that bryng to our sayde realme and landes any maner of money, and there wyll employe this money within our realme and landes: whome we wyll that they may cary in to their countrey all this money, or almoche as shal remaine therof not employed without impechement. So alwayes that good and lawfull serche be therof made in the portes & other places, where any aryuayle is. And that all the money, that euery marchaunt straunger shall bryng within our sayd realm and landes, shalbe put in wrytyng by the serchours, to the intent that no marchant shal cary more beyond ꝑ sea, than he brought in to the same realme and landes. Prouided alwaies, that no minister nor other, by colour of suche serche, shall make impechement or disturbaunce to any marchaunt straunger to greue hym vnduly. And that all the fals money, that may be founde by serche, or in other maner espyed within the same our realme and landes, in disceipte of our good money, shalbe forfeyted to vs, accordynge to the ordynaunces an other tyme therof made.

Cap. xv.

Wolles.
Lether.
Felles.
Leade.

¶ Item we wyll, that they that haue wolles, lether, felles, and leade in the countrey bytwixt the places where the staples be, and the sea, and the same wyl do cary to the staple by freshe waters, or by armes of the sea, shal make indentures bytwixt them and the baliffes of the townes, where they put them in shippe, testifyenge howe moche wolles, lether, felles, and leade

is so

is so put in shyp. And the baillifes of the places shal take an othe and sufficyent suerty, for which they wyl answere, of them and the mariners, whiche shall go with the same wolles, lether, felles, and leade, to the staple, and no party els where. And there shall discharge before that they do entre the sea. And that the baylyffes send maintenant the one parte of the indenture, conteynyng the surety and the quantity of the wolles, lether, wolfelles, & lead, to the mayre of the staple, at their costes, that owe the goodes, by some man, for whome they wyll answere. And if any mayre, baylyffe, or other mynyster of the places, where suche marchaundyses shalbe charged, suffer the said marchaundyses to passe in other maner, aswell the mayres and baylyffes, and mynysters aforesayd, as the marchauntes, which the same shal charge, shall incurre the peynes and forfeytures conteyned in the sayd third article.

Baylyffes. Mariners. Staple.

Indenture.

¶ Item that in euery towne, where the staple shalbe holden, shalbe ordeyned certeyn rewes and places, where the wolles and other marchaundyses shalbe put. And bycause that the lordes or wardeyns of the houses & places (seyng the necessitie of marchauntes) do set par case their houses at to hygh ferme: We haue ordeyned, that the houses, whiche be to be lesset in suche maner shalbe set at a reasonable ferme, according to the ordynaunte of the mayre and constables of the staple, and of .iiii. discrete men of the best of the towne, where the staple is, whiche shalbe sworne in the presence of the sayd maire and constables, to make a lauful taxe, so that for defaut of houses, the staple shall not be impeched. And that no man, that bringeth his wolles or other marchaundises there, be disturbed to lodge the same wolles and marchaundyses in the houses, whiche they haue so hyred.

Ca. xvi.

Houses to bigge set

Staple.

¶ Item that no marchaunt straunger be impeched for an others trespas, or for an others dette, wherof he is not dettour pledge nor maynpernour. Prouided always, that if our liege people marchantes or other, be indamaged by any lordes of straunge landes or their subiectes, and the sayde lordes (duely requyred) fayle of tyght to our sayd subiectes, we shall haue the lawe of Marque, and of takynge them agayne, as hath ben vsed in tymes past, without fraude or male engyne. And in case that debate do tyse (which god defende) betwyxt vs and any lordes of straunge landes: We wyll not that the people and marchauntes of the sayd landes be sodeynly subdued in our sayd realme and landes bycause of suche debate, but that they be warned, and proclamation therof published, that they shal voyd the sayd realm and landes with their goodes frely within .xl. dayes after the warnynge and proclamation so made. And that in the meane tyme, they be not impeched nor lette of their passage, or of makynge their profyt of the same marchandyses, if they wyll sell them. And in case that for defaut of wynde or of shyp, or for sykenes, or for other euydent cause, they may not voyd out sayd realme and landes within so shorte tyme, than they shall haue other .xl. daies or more if nede be, within whiche they may passe conenably, with sellynge their marchaundyse, as afore is sayd.

Ca. xvii. Marchante straunger.

Lawe of marque.

Proclamatio

¶ Item bycause we do well perceyue, that marchauntes straungers do not come so commenly into Ireland, nor into Wales, for to marchandise as they

Ca. xviii. Marchantes straungers.

Wolles. Lether. Felles. Leade.

do in to England, we wyll of our ſpeciall grace, that it ſhalbe laufull to the people of Ireland and Wales, whiche may not deliuer theyr wolles, lether, wolfelles, and leade, in Irelande and in Wales, to all marchauntes ſtraungers, to come with their ſayd marchaundyſes, after that that they be cuſtomed and coketted in Irelande and in Wales, to any of our ſtaples in Englande, whiche them ſhall pleaſe, bryngynge theyr cokettes, witneſſyng their marchaundiſes, whiche they ſhall diſcharge at the ſtaples in England: ſo that they, whan they ſhal come to the ſtaples in England, or they ꝑ bought theyr ſayd marchaundyſes of them, ſhall not pay an other tyme cuſtome nor ſubſidie for the ſayd marchaundiſes ſo cuſtomed in our ſayd landes of Irelande and Wales. And our treaſorer, and the barons of our eſcheker of Englande, ſhalbe certyfyed .ii. tymes by the yere at the leſte, that is to ſaye, at Eſter and Myghelmas, how moche wolles, lether, wolfelles and leade, ſhall paſſe out of the ſayd land of Ireland, and of the cuſtome therof paied. And in caſe that the marchauntes, or other people of Ireland or of Wales, after that that they be in the ſea with their ſayd marchaundiſes, do paſſe to any place, other than to the ſtaples in Englande, they ſhall incurre the peynes and forfeytures in the ſayd thyrde article.

Cuſtome. Treaſorer. Barons del eſcheker.

Cap. xix. Marchaunt. Treſpas of ſeruauntes. Lawe marchaunt.

¶ Item that no marchaunte nor other, of what condition that he be, ſhall loſe or forfet his goodes nor marchaundyſes for the treſpas and forfeyture of his ſeruaunt, oneles he do it by the commaundement or procurement of his maiſter, or that he hath offended in the office, in which his maiſter hath ſette hym, or in other maner, that the mayſter be holden to anſwere for the dede of his ſeruaunt by the law Marchaunt, as els where is vſed. And bycauſe that marchauntes may not often longe tary in one place for leuynge of their marchaundyſes: we wyll and graunt, that ſpedy ryght be to them done fro day to day and from houre to houre, accordynge to the lawes vſed in ſuche ſtaples, before this tyme holden els where at all tymes, whan they wyll them complayne of any, or that any wyll complayne of them, ſo that the marchauntes be not by malyce delayed for defaut of ſpedy remedy.

Spedy right

Cap. xx. Marchantes ſtraungers. Protection. Spedy iuſtice.

¶ Item bycauſe we haue taken al the marchauntes ſtraungers in our ſaid realm and landes, into our ſpecial protection, and moreouer graunted to do to them ſpedy remedy of the greuances, if any be to them done: we haue ordeined and ſtabliſhed, that if any outrage or greuance be done to them in the countrey out of the ſtaple, the iuſtices of the place, where ſuch outrages ſhal be done, ſhal do ſpedy iuſtice to them after the law Marchant fro day to day and from hour to hour, without ſparyng any man, or to put thē to ſue at the cōmun law. And if any man be conuict, that he hath greued the marchantes, ſo taken in our protection, he ſhalbe puniſſhed againſt vs for the contempt done to vs, in aſmoch as ſhalbe iudged to the marchātes for their damages. And to the ſaid marchātes ſtraūgers their double damages ſhalbe iudged.

Cap. xxi.

¶ Item bycauſe that the ſtaples may not longe holde, nor the ordinauntes therof made and to be made, be kept, if good executours and iuſtices be not ſtabliſſhed to make therof good and redy execution: we haue ordeined and ſtabliſſhed, that in euery towne, where the ſtaple is ordeined, a maire, good,

laufull

lauful and ſufficient ſhalbe made and ſtabliſched, hauing knowledge of the law marchant to gouerne the ſtaple, and to do right to euery man after the lawes aforeſaid, without fauour, ſparyng, or grieſe doyng to any. And in euery place, where the ſtaple is ſhalbe .ii. conuenable conſtables nowe at his beginning put by vs, to do that perteineth to their office, as in other ſtaples is accuſtomed, and whan they ſhalbe ded, or changed, than other ſhalbe choſen by the cominaltie of the marchauntes of the ſaide places. And that no maire hold the office ouer the yere, onles he be newly choſen by the cominalty of the marchantes, aſwel of ſtraungers as of denyzens. And that the ſaid maire and conſtables haue power to kepe the peace, and to arreſt offenders in the ſtaples for det, treſpas, or other contracte, and them to put in priſon & punyſhe after the law of the ſtaple. And a priſon ſhalbe ordeined for the ſauf kepyng of them that ſo ſhalbe impriſoned. And the maires, ſhyrriffes, and bayliffes of the townes, where the ſtaple is, or ioynyng to the ſtaple, ſhalbe attendyng to the maire and miniſters of the ſtaple, to do execution of theyr commaundementes, vpon peyne of greuous forfeyture: and one lorde or other of the moſt ſufficient in the coũtrey, where the ſtaple is, ſhalbe aſſigned to be ayd to the maire and miniſters of the ſtaple, to iuſtifie the rebels, whiche by the ſaid maire and miniſters can not be iuſtifyed, and to mainteyne & counſel them whan nede ſhalbe, to good gouernance of the ſtaple, and to redreſſe at euery mans complaint that that ſhalbe done amiſſe by ỹ ſaid maire or miniſters, or other, and to do right to the complanauntes in this behalfe. And that the ſame mayre and conſtables do not nor ordeine any thing contrary to this ordinaunces, nor make interpretation nor exception to them, otherwiſe than the wordes do purport, but if there be any thing, that is doubted, it ſhalbe ſhewed to our counſell, and there declared by good aduiſe.

Staple. Mayre del ſtaple.

Conſtable of the ſtaple.

Priſon. Mayre. Shyrriffes. Bayliffes. Lorde.

¶ Item we haue ordeyned, that in euery place, where the ſtaple ſhalbe holden, there ſhalbe a certen numbre of correctours, aſwell of ſtraungers as of priuies, good people, ſufficient, and lerned of ſuch miſtery, laufully to make and recorde the bargayns betwixt the byers and the ſellers, as hath ben vſed in other ſtaples holde in other places, and that they find ſufficient mainpernours before maire and conſtables of the ſtaple, laufully to do that pertayneth to their office: and if they be found in defaut, they ſhall pay to hym that is indamaged, almoche as his loſſe ſhall amount to, ſo that they medle them not of any maner of marchaundiſe for the time that they ſhal abyde in the office. And that no man be conſtrayned to haue correcter onles he wyl of his gree, nor to pay any thyng to any correcter, oneles he medle of his bargayne at his requeſte.

Ca. xxii. Staple. Mayhpers noure. Correctours in the ſtaple.

¶ Item that a certayne numbre of portours, packers, wynders, workers, and other labourers of wolles, and all other marchaundyſes be ſufficiently ordeyned for the place where the ſtaple is, and they and the correcters and all maner of offices of the ſtaple, beſides the conſtables, ſhall be ſworne before the maire of the ſtaple, that they laufully ſhal do their office, without fraude or male engyne. Alſo al marchantes aliens and denyzens, commyng to the ſayde ſtaples bycauſe of marchaundiſe, ſhalbe ſworne before the ſame

Ca. xxiii. Porters. Packers of wolle. wynder of wolle. Staple. Correcters.

Marchantes swozne. Mayze and constable swozne.

mayze and constables, that they shalbe sworne by the same mayze and constables, accozdynge to the lawe and vsage of the staple, and shal maintaine all such as in them is the staple and the lawes and vsages of the same without fraude oz male engyne. And the maire and constables shalbe swozne in the chauncery, to do lawfully that that pertreyneth to them.

Cz. xxiiii

¶ Item we will and ozdeyne, that the marchauntes straungers shall chose ii. marchauntes straungers, wherof the one towardes the South, and the other towardes the Nozth, shall be assigned to sit with the mayze & constables of the staples, where some of those persons chosen shal come, to here the plaintes touchyng marchauntes aliens, that shalbe moued before the saide maire and constables, at al tymes that any of the sayd persons chosen will be there, and to se that playne right be done to the said marchauntes aliens, so that the said maire and constables shal not cease to go forth in their prozces, in case that those persons chosen come not there. And in case that debate rise betwyxt them, vpon the disclosinge of any plea oz quarell: the tenour of the same plea oz quarel shalbe sent before the chaunceller, and other of our counsayle, to be determyned there without delay. And also. vi. persons shall be chosen, that is to saye, iii. aliens, wherof two shalbe of Almaigne, and. ii. of Lombardy, and. ii. of Englande, whiche shalbe discrete men, and wozthy of fayth, and shal swere, that they shal well and lawfully do theyz office, that is to say, that whan and at what tyme any question oz debate shall ryse oz come amonges marchauntes of any vnreasonable wolle, oz vndue packing accozdynge to the couenauntes made betwyxt the sellers and the byers, that the sayd persons, oz. iiii. of them, may before the mayze of the staple and the officers, by theyz othe, say and amende as reason will: and therupon credence shalbe gyuen to them, without any contradiction.

Mayze.

Cap. 25. Confederacy Conspiracy. Coueyn. Staple.

¶ Item we haue ozdeyned and stablished, that no marchant, noz other, shal make confederacye, conspiracie, couyn, imagination oz murmour, oz male engyne in any poynt that may turne in empechement, disturbaunce, dekeyssaunce, oz distresse of the sayd staples, oz of any thynge that to them pertreyneth, oz may pertreyne, and if any do, and therof be attaynted before ỹ maire and ministers of the staples, oz other, whom we shall therto assigne, shall incurre the peynes and forfeytures conteyned in the sayd third article.

Cap. 26. Charter. Marchaundises.

¶ Item where as it is conteined in the charter of our graciofather, graunted to the marchantes straungers, and by vs confirmed, that of marchandises, which they shal bring in to our said realme and landes, and wherof. iii. d. of the pounde ought to be payed by the said marchantes straungers, accozdyng to the same graunt, faith and credence shalbe gyuen to them vpō the valour of the sayde marchaundises by letters, whiche they may shewe of the same goodes of theyz lozdes and compaygnyons. And yf they haue no letters, they shall be beleued by theyz othe in this behalfe. And nowe late it is done vs and our counsayle to vnderstand, by the complaynt of the said marchantes, that albeit they haue letters testifyenge the valour of their marchaundyses, the shyppes, mayzes, baylyffes, and ministers of many places do constrayne them to swere foz the saide marchaundises, agaynst the forme of

Letters.

Othe.

their

theyr said charter, and neuertheles after the othe made, enseale their barels, fardels, and bales, for which they haue made their othe, and the same let lye viii. or .x. dayes so enlealed, before that they wyll se the same, and so they take awaye from the sayde marchauntes the sale of their goodes, to theyr great damage: We not willyng, that the marchantes straungers, that come with theyr marchaundises in to our sayd realme & landes, for the commun profit of the same, shalbe in suche maner greued, wyll, graunt, and stablyshe, that the said charter be holde, and that the barels, fardels, & bales, and the other goodes of the sayd marchauntes, for whiche they haue shewed theyr letters, that be not suspicious, or made the othe as is contened in the same charter, maintenaunt after the othe made, or such letters shewed, their goodes shall be delyuered to them without delay, therof to do theyr profytte, without any thynge takyng of them ouer the custome of .iii.d. of the pounde, so that the shyryffes, mayres, baylyffes or other ministers shall medle no more of the same goodes, vpon peine of imprisonment, and to pay to the partye greued by this cause his quatreble damages, and almoche to vs, and vpon the same, right shalbe done in our chauncery at euery mannes complaynt.

Marchantes straungers.

Custome.

Chaunctry. Ca. 27.

¶ Item we haue ordeined and stablissed, that althose that shalbe conuict that they haue brought wolles, lether, & wolfelles to the parties beyond the sea, agaynst the defence and proclamation therof made before ỹ makyng of this ordynaunce, shalbe iudged to prison, and incurre the forfeyture of the same wolles, lether, and wolfelles so passed, and of all theyr other goodes and catals, and moreouer be raunsomed at our wyll.

Wolles. Lether. Wolfelles.

Wolles.

¶ Item we wyl, graunt, & ordeyne, that all the said thinges be fermely kept and holden in al poyntes, not withstandyng fraunchise, custome, priuilege, exemption, iudgementes, or other graūtes made to cities, burghes, townes, comynaltees, people of the .v. portes and other portes, or any other singular persons. And in case that any thyng be to be amended, added, changed, or withdrawen of any of the said poyntes in tyme to come by a true cause, we wil, that the same be done by deliberation & aduise of the gret men and other of our counsell in the parliament. Sauing in other thinges to the prelates, dukes, erles, barons and other lordes, their faires, marketes, hūdredes, wapentakes, leetes, iurisdictiōs, courtes, fraunchises & priuileges, and all other thinges to them perteining in the places where the staples be and shalbe, & els where, as farforth as they had them before that ỹ staples were ordeined.

Cap. 28. Fraunchise. Custome. Priuylege. Exemption.

¶ Here begynneth the ordynaunces of the fees of the mayres and constables of the staple.

FOr asmoche as the staple is now of late ordeyned, to abyde perpetually in England, and at the begynnyng there was no euydence in certein, by which a man might assigne or limyt in certen that that the maires and constables in the places, where the staples be ordeined, ought to take by yere in certeyne for their trauaile, but it was thā assented by ỹ lordes and comens, ỹ of euery sacke should be leuied .viii.d. for ỹ fyrst yere, and deliuered to the sayd maire & constables

Staple. in the places where the sayd staples be assygned, whiche sythe yere passed out at the gule of August last past. And nowe commeth almoche woolles, or well vpghe almoche, to the porte of London, as do in all the other staples through the realme, and to some of the other staples cometh almoche of woolles, as to two or thre of the other staples, so that to one staple cometh more, & to an other lesse, so that the maire and constables of some place take to moch and in some places to sytteli, and the people be very moche charged to pay viii. d. of a sacke (as afore is sayd) hauyng regard to the summe of the woolles, that passeth ouer the sea. And all the tyme that the sayd staple was abydyng beyonde the sea, he that is chosen mayre by the marchauntes of England dyd take a certen by yere. And also it were reason that it shuld be so in England: and that in a reasonable maner, euery man accordyng to his trauayle, and that the people shulde not be so moche charged: wherfore it is ordeyned by the kyng and the greet men, and by the aduyse of all the counsayle, that no more shalbe leuyed of a sacke but. iiii. d. in no parte from the gule of August last past hytherto, nor from henceforth. And that the. iiii. d. of the sacke in euery place where the staple is, shalbe put in a box, and sealed with the seales of the mayre and constables, to the intent that the said maire and constables may be therof payed of their certen, that they shal take. And if at the ende of the yere more be founde in the boxe, than the fees of the said mayre and constables shall amount vnto, it shalbe saufly kepte, to pay and perfourme the fees of the mayres and constables in other staples, where the iiii. d. will not therto suffise. And if any thynge remayne in the sayde boxes, after the fees payed, the same sume relydue, shalbe saued to the cõmun pfyt of the marchauntes of the staple for the yere to come, and for to pay for the weyghtes made of newe, and also for payementes and other thynges necessary touchyng the staple. And almoch as is leuyed in all ỹ places, where the staples be, ouer the sayd summe of. iiii. d. of the sacke, after the said gule of August last paste, shalbe rebayled and restored to the vses aforesaid. And the fees of the mayre and constables be ordeyned and limitted in the forme as foloweth, that is to say, the mayre of the staple of westmynster shal take C. li. and euery of the constables there, x. markes. The mayre of Yorke, Kyngstone vpon Hull, Norwych, and Wynchester, euery of them, xx. li. and euery of the constables of the sayde places. C. s. the mayres of Newcastell vpon Tyne, Chychester, and of Exceter. x. li. and euery of the constables of those places. b. markes. And if any of the mayres and constables aboue named refuse the office, he shall pay to the company almoche as his fee shall amount to. And proclamatyon of the same was made throughe Englande the. vi. day. &c.

Fees for ofrers of the staple.

Mayre.

weyghtes.

Here

Here begynneth the statute made at westm̃ynster the .xxxiii. yere of kynge Edward the thyrd.

Our soueraine lorde the kyng, at his parliament holden at westminster, the mõday next after the feast of saint Marke the euangelist, the yere of his reigne of England the .xxxiii. & of fraunce the .xv. to the honour of god and of holy church, and for the comm̃un profit of him and his people, by the assent of the prelates, the prince, dukes, erles, barons, and the comm̃ens of his realme there assembled, hath ordeined and stablisshed the poyntes vnderwritten.

First that the gret charter, and the charter of the forest, & al other statutes before this tyme made and vsed, be kept and mainteyned in all pointes. Cap. i. Charter.

Item it is accorded and stablisshed, that all the lordes of the marches of Wales, shalbe perpetually intendyng and annexed to the crowne of Englande, as they and their auncesters haue ben all tymes past, and not to the pryncypalytie of Wales, in whose handes so euer the same principalitie be, or hereafter shall come. Cap. ii. Marches of Wales.

Item that no man, of what estate or condytion that he be, shalbe out of lande nor tenement, nor taken nor imprisoned, nor disherited, nor put to deth without beyng brought in answere by due processe of the lawe. Cap. iii. Processe of lawe.

Item bycause that the Eschetours and other the kinges ministers, by ỹ kinges commaundement from his chauncery, haue ben charged at the eschekker of the fermes and rentes, of the landes and tenementes, which were taken into the kinges handes by the deth of ỹ tenauntes, which held of him, to the heyres and other, to whome the sayd landes and tenementes oughte to descende, reuerte, or remayne, wherof the termes of paymentes were to come after suche lyuerey made, for the rate and portion of the tyme that the same landes and tenementes were in the kinges handes: It is accorded and stablysshed, that of manours, cyties, burghes, townes, hundredes, fraunchyses, and all other landes and tenementes, wherof profyt doth ryse from tyme to tyme through the yere, as of mylles, herbage, tolle, pleas and profittes of courtes and all such issues and profittes, euery eschetour and other mynister, which hath sealed such landes and tenementes to the kinges vse, shalbe holden to answere to the kynge for the rate and portion of the tyme, accordynge to the olde course in the escheker. And that of auncient fermes, and rentes, which be to be payed at certeyne termes, as rent seruice and rent seruyce, wherof no profyt ryseth tyll the day of payment suche fermes and rentes shalbe payed to them, whiche haue lyuerey out of the kynges hande, at the termes of paymentes of the sayd fermes & rentes, whiche foloweth after suche lyuerey made aswell of the tyme past as of the tyme to come. Cap. iiii. Escheatours. Mylles. Herbage. Tolle. Rent seck. Rent seruice. Lyuerey.

Item it is accorded and stablysshed, that yron made in Englande, & yron brought in to England & there sold, shal not be brought out of the realm of England, vpon peyne of forfeyture of the double to the kyng, and the iustices assigned shal haue power to enquire of labourers. And the other iustices whom ỹ king wil therto assigne, shal haue power to enquire of thẽ that sel ỹ yron at to dere a pryce, and to punisshe them, after the quantity of ỹ trespas. Cap. v. Yron. Labourers.

Cap. vi. Corōners. Fraunchiſes

¶Item it is ordeyned and accorded, that all coroners of the counties ſhal be choſen in the full countyes, by the cōmens of the ſame cōtties of the moſt conuement and moſt lawfull people that ſhall be founde in the ſayde countyes, to do the office, ſaued alwayes to the kyng and to other lordes, whiche owe to make ſuch coroners, their feignories and fraunchiſes.

Cap. vii. Shyrriffes. Commiſſion.

¶Item it is ordeyned and ſtabliſſhed, that the ſhyrriffes of the countyes ſhalbe remoued euery yere out of theyr office, ſo that no ſhyriffe, that hath ben in his office by a yere, ſhall abyde in the ſame office the yere nexte folowyng. And that no commyſſion be made to hym therof, or renewed for the ſame yere folowynge.

Cap. viii. Attaynt. Treſpas.

¶Item it is accorded, that the writ of Attaynt ſhalbe graunted from henceforth, aſwell vpon a byll of treſpas, as vpon a writte of treſpas of enqueſtes, whiche be to be taken in tyme to come, without hauyng regarde to the quantitye of the damages.

Cap. ix. Shiriffes.

¶Item bycauſe that the people of the realm haue ſuffred many euyls and myſchieues, of that that ſhiriffes of diuerſe counties, by vertue of commiſſions and generàl writtes graunted to them at theyr owne ſutte, for theyr ſinguler profyt to gayne of the people, haue made and taken diuerſe enqueſtes, to do endyte the people at their wyl, and haue taken fyne and raunſom of them to their owne vſe, and haue delyuered them, without that that ſuch perſons endyted were brought before the kynges iuſtices to haue theyr delyueraunce: It is accorded and ſtabliſſhed for to eſchewe all ſuch euyls and myſchieues, that all ſuch commiſſyons and writtes before this tyme made, ſhalbe vtterly repealed, and that from henceforth no ſuche commyſſions nor writtes ſhalbe graunted.

Cōmyſſions.

Cap. x. Mayre, Shyriffes, and Aldermē of London.

¶Item bycauſe that the errours, defautes, and myſpriſions, whiche be notoriouſly vſed in the cytie of London for defaut of good gouernaunce of the mayre, of the ſhyriffes, and the aldermen, can not be inquyred nor found by people of the ſame citie: It is ordeyned and ſtabliſſhed, that the ſaid maire, ſhiriffes, and aldermen, which haue the gouernaūce of the citie, ſhal redreſſe and correcte the defautes, errours, and myſpriſions aboue named, and the ſame duely punyſhe from tyme to tyme, vpon a certayn peine, that is to ſay, at the fyrſt defaut a thowſande markes to the king, & at the ſeconde defaut two thowſande markes, and at the thyrde defaute, that the fraunchyſe and the lybertyes of the cytie be taken in to the kynges hande. And be it begon to enquyre vpon them at ſaynt Mychell next commynge, ſo that if they make not due redreſſe as afore is ſayd, it ſhalbe enquyred, if their defautes by enqueſtes of people of foreyne countyes, that is to ſay, of Kent, Eſſex. Suſſex, Hertforde, Buckyngam and Berk. aſwell at the kinges ſuite as others that wyll complayne. And if the mayre, ſhyrriffes, and aldermen be by ſuche enqueſtes, therto aſſygned, endyted, they ſhall be made to come by due proceſſe before the kynges iuſtices, whiche ſhall be to the ſame aſſygned out of the ſayd cytie, before whom they ſhal haue their anſwere aſwell to the kyng as to the party. And if they put them in enqueſtes, the ſame enqueſtes ſhal be taken by foreyne people as afore is ſayde. And if they be attaynted, the

Penaltie. Fraunchiſe.

Enqueſtes. Foreyne countries.

ſayd

ſayd peyne ſhal incurre and be leuyed of the ſayd mayre, ſhiriffes and aldermen for defaut of their gouernaunce. And neuertheleſſe the playntiffes ſhal recouer their treble damages agaynſt the ſayd mayre, ſhyriffes, and aldermen. And bycauſe that the ſhiriffes be partyes to this buſynes, the conſtable of the tower, or his lieutenaunte, ſhall ſerue in the place of the ſhyryffes, to retrepue the writes, aſwell originals of the chauncery as iudicials, vnder the ſeale of the Iuſtyces, to do therof execution in the ſayd cytie. And proceſſe ſhalbe made by attachment and diſtreſſe, and by exigend if nede be, ſo that within tynges ſuite the exigende ſhalbe awarded after the fyrſte Capias retourned, and at the thyrde Capias retourned, at the ſuite of the party. And if the mayre ſhyryffes and aldermen haue landes or tenementes out of the cytie, proceſſe ſhalbe made agaynſt them by attachementes and diſtreſſes in the ſame countyes, where the landes or tenementes be. And that euery of the ſayd mayre, ſhyriffes, and aldermen that wyl, may anſwere before the ſayd iuſtyces partycularly for him ſelfe, aſwell at the peryll of other, whiche be abſent, as of hym ſelfe. And this ordynaunce ſhalbe holden ferme and ſtable, not withſtandynge any maner fraunchiſes, priuileges, or cuſtomes. And that this ordynaunce extende to all cyties and bourghes of the realme, where ſuch defautes or miſpriſions be vſed, & not duly corrected nor redreſſed. Prouynge that the enqueſtes ſhalbe taken by foreyne people of the ſame county, where ſuche cyties or bourghes be. And that the peyne of thoſe of the ſayd bourghes and townes, whiche ſhalbe therof attepned, ſhalbe iudged by the diſcretion of the iuſtices, which ſhalbe therto aſſigned.

Priuileges. Cuſtome.

Cap. xi. Marchantes alyens.

¶ Item bycauſe that great clamour and greuous complayntes be made, aſwel by alyens as by denyzens, that marchantes & other paſſyng thyough the realme of Englande with theyr marchandiſes & other goodes, be ſlayne and robbed, and namely now more then they were wonte, wherof remedy hath not ben made to the complaynauntes: Our ſouerayne lorde the kyng, conſyderynge the profyt, whiche may come to the ſayde realme by comynge and abydynge of marchauntes alyens in the ſame realme, and the domage and myſchiefe, which to them and other is done dayly by ſuche manſlaughters and robberyes, and wyllyng to prouyde for the ſuerty and indempnyty of marchauntes and other aforeſayd, hath ordeyned and ſtabliſſhed, by the aſſent of all his parlyament, to the intent that marchauntes alyens ſhal haue the greater wyl and courage to come in to the ſayd realm of England and that remedy from henſforth be ſpedely made to ſuch marchauntes and other robbed accordynge to the fourme conteyned in the ſtatute late made at weſtmynſter, that is to ſay, that ſolempne crye be made in all countyes, hundredes, and markettes, fayres and al other places, where ſolẽpne aſſemble of people ſhalbe, ſo that none by ignorraunce ſhall excuſe hym, that euery countrey from henſforth be ſo kept, that immediatly after felonyes and robberyes done, freſhe ſuite be made fro towne to towne, and fro countrey to countrey, and enqueſtes if nede be, ſhall be alſo taken in the townes by hym, whiche is ſouerayne of the towne, and after in hundredes, fraunchyſes, and in the county, and ſometyme in. ii. iii. or. iiii. countyes, in caſe whan

Solemne crye.

Freſſhe ſuite. Inqueſtes.

felonyes

felonyes shalbe done in the marches of the countyes, so that the offenders may be attaynted. And if the countrey do not answere of such maner offenders, the peyne shalbe suche, that euery countrey, that is to say, the people dwellyng in the countrey, shal answere of the robberies done, and of the damages, so that all the hundred, where the robbery shalbe done, or the fraunchises, whiche be within the precynete of the same hundred, shall answere of the robbery done. And if the robbery be done in the deuyses of ii. hundredes, both hundredes shall answere, lykewyse in the fraunchises. And longar terme shal not the countrey haue after the robbery or felony done, than xl. dayes, within whiche them behoueth to make gree of the robbery, or of the offence, or that they answere of the bodyes of the offenders.

Peyne.

Hundred.

Robbery.

Cap. xii. ¶ Item bycause that the meane people of the realme, and dyuerse other, whiche haue compleyned of the greuaunces done to them, of that that the purueyours of our soueraigne lorde the kyng, the queene, and of the prince, and of other, haue taken of them theyr goodes, lyuynges, and vytayles, and therof haue delyuered them tayles, assygnynge to them a day and place to receyue theyr payment at foreyne places and farre of, where they dispended the valour of the thing so taken of them, or the double, before that they haue receyued theyr payment, and often tymes haue fayled of all: The kynge wyllynge to prouyde a remedy agaynst suche greuaunces, hath ordeyned and stablysshed, for the quyetnes and ease of his people, that of all purueyaunces, whiche be or shalbe made to his vse, or to any others vse, within the summe of. xx. s. payment shalbe therof made incontynently vpon the purueyance made, without deliueryng any tayle for any day or place els where to be therof assigned. And that of other purueyaunces made to the summe of. xx. s. and aboue, payment shall be made within a quarter of a yere than next folowinge, after such purueyaunces made, at certen dayes and places, accordyng as it may be moste for the ease and lesse trauayle of the people.

Purueyours

Purueiaunce

Tayle.

Cap. xiii. ¶ Item it is accorded and stablysshed, that al the ordynaunces made in the great counsayle holden at Westmynster, the monday next after the feast of saynt Mathewe the apostle laste paste, togyther with certeyn declarations and additions made in this present parliament, be fermely kept and holden for a statute to endure for euer, whiche declaratyons and addytyons foloweth in this maner: where as it is conteyned in the sayd ordynaunces that euery marchaunt, that selleth his wolles at the staple, shalbe holden to warraunt the packynge of the same wolles, or if plea or debate be moued before the mayre of the staple, betwixt the marchauntes or ministers of the same, and therupon to trye the trouth therof approued enquest shalbe taken, and if the one party and the other be denyzen, it shall be tryed by denyzens, and if the one party be denysen and the other alyen the halfe of the enqueste or of the proue shalbe of denysens and the other half of alyens. And also that no marchaunt, prysyr nor straunger, nor other, of what condytyon that he be shall go by lande nor by water agaynst suche shyppes charged with wrynes, wares, or other marchaundyses compynge in to the realme of England, nor other landes of the kynge, in the sea nor els where, for to forstall, bye or

Marchaunt.
Wolles.
Staple.
Enqueste.
Denyzen.
Alyene.
Shippes.
Forstallyng.

in other

in other maner gyuyng them ernest, before that they come to the staple, or to the porte where they shalbe discharged, nor entre the shippes for such cause, vpll the marchaundyses be set to lande for to sell. It is accorded and stablisshed, that the warranty of packyng of wolles for dyuers mischeues, which the comuens haue therof perceiued, shall holly be out. And that no man be holden to make suche warrauntye oneles it be by couenaunt made by dede ensealed. Also that no man, other than a marchaunt denysen or alyen, that knoweth not the lawes and vsages of the staple, vsed before that the sayd ordynaunces of the staple be made, shalbe charged by the same lawes and vsages, vpll they be declared in the parlyament. And that in all maner of enquestes and proues, whiche be to be taken or made amonges alyens and denysens, be they marchauntes or other, as well before the mayre of the staple, as before any other iustices or ministers, although the kynge be party, the one halfe of the enqueste or proue shall be of denysens, and the other half of aliens, if so many aliens be in the towne or place where such enquest or proue is to be taken, that be not partyes, nor with the partyes in contractes, pleas, or other quarels, wherof suche enquestes or proues ought to be taken: and if there be not so many alyens, than shal there be put in suche enquestes or proues as many alyens as shalbe founde in the same townes or places whiche be not therto partyes nor with the partyes as afore is sayd, and the remenaunt of denysens, whiche be good men and not suspycyous, to the one partye nor to the other. And that no maner shyppe, whiche is freyght towardes England or els where, be compelled to any porte of Englande, nor here to byde agaynst the vpll of the maysters and maryners of the same, or of the marchauntes, to whom the goodes be, and if such come of there gree, or be driuen by tempest or other mysfortune or mischiefe to any porte in Englande, and the maisters, maryners, or marchauntes of the same shyppes vpll sell or delyuer parte of theyr marchaundyses with theyr good vpll, it shalbe laufull for euery man to bye suche marchaundises frely without impechement, in the porte where suche shyppes shall come, albeit the sayde marchaundyses be not put to lande for to sell, so alwayes that no marchaunt nor other shall go by lande nor by water agaynst suche shyppes charged of marchaundyses, to forstall the same marchaundyses, or to gyue them ernest by waye of forstallynge. vpon the peynes conteyned in ỹ thirde article of the sayde ordydaunces, so that the maysters, maryners, and marchauntes, after that they haue so solde that that pleaseth them of theyr sayd goodes, and payed therof the custome, may frely departe and go with their shyppes and all the remenaunt of their goodes where as please them without custome therof to be payed. And that none, of what condition that he be, by arte nor engine make nor set disturbance to any shippe charged with marchaundises to come to any porte of England, but to the porte where the maysters, maryners, and marchauntes vpll fyrst of theyr frewpll arryue, nor after that they haue arryued, shal melde of the sale of the same marchaundises, nor disturbe the marchauntes nor theyr seruauntes, that they maye not the same by theyr owne handes, accordynge as to them best shall seme

for

Warrantise. packynge of wolles.

Kynge.

Maryners.

Ernest.

Custome.

for their profitte, sell and delyuer theyr marchaundises, at what tyme and to whome shall them beste please. And if any sette disturbaunce, he shall incurre a greuous forfeyture agaynst the kynge, accordynge to the quantity of the trespas.

Ca. xiiii. Wolles. Staple.

Item it is accorded and stablisshed, that shewyng of wolles shalbe made at the staple euery day of the weke, except the sonday and solempne festes of the yere. And that no shewynge nor sale of wolles be made within three myles aboute the staple, but onely at the staple, vpon the peyne conteyned in the thyrde artycle of the ordynaunce of the staple. Sauynge alwayes that euery lorde and other man than a marchaunt, may freely lodge, shewe and sell his wolles, whiche be of his owne growynge, in his owne house or other place where pleaseth hym.

Cap. xv. Staple bounded.

Item it is accorded and stablysshed, that the staple of Westmynster shal begynne his bounde at Temple barre, and extende to Tutehyll. And also in other cyties and townes, where staples be, the boundes of the same staples shalbe within the walles, where the cyties and townes be walled or enclosed, and in the cyties or townes, whiche be not walled nor enclosed, the boundes of the sayd staples shalbe through all the citie or towne.

Here begynneth the statute made at westmynster the .xxi. yere of kynge Edwarde the thyrde.

To the honour of god and of holy church, it is accorded by our souerayne lorde the kynge, the prelates, erles, barons, and all the communaltie of the sayd realm of England, in the parliament holden at Westminster, the monday next after the weeke of Ester, the yere of the reygne of our souerayne lorde kyng Edwarde of Englande .xxxi. and of Fraunce the .xvii.

Cap. i. Charter.

Fyrst that the great charter, and the charter of the forest, be fermely kept holden and executed in all poyntes.

Cap. ii. Marchantes wolles.

Item where as at the greuous complaynte of the comens of the realme of England it was shewed, that the marchauntes, whiche bye wolles in fayres and marketes and other places by couyn and consent betwixt them do abate the pryce of wolles, and vse other weyght than is ordeyned by the statute before this tyme, in anoyaunce of the people: It is accorded and stablisshed, that proclamation be made through the realme, that no marchaunt do suche couyn, vpon a greuous forfeyture. And if any do agaynst the same after the proclamation, the kynge shall assygne his iustices to enquyre at the suite of the party of all that do suche couyn, and to here and determyne for the kynge and for the party. And that certeyn balaunces and weyghtes of sacke, halfe sacke, and quarter, pounde, halfe pounde, and quarter, accordyng to the standard of the eschekier, be sent to all shyrysses of England betwyxt this and the Natyuitie of saynt John next comming, so that they (suche balaunces and weyghtes certeyned) shall make open proclamation throughe all theyr countyes, that euery man that wyll haue such balances,

Proclamatio Couyn. Balances. Weyghtes. Shirysses.

and

and weyghtes, shall come to the shyrisse before Myghelmas, to make theyr balaunces and weyghtes accordynge to the sayd standarde at theyr costes. without any thynge gyuynge to the shirysse for to haue assay or example of the said balances and weyghtes, and that from henseforth none shall sell nor bye by other weyght. And if any do agaynst the same, he shalbe punysshed by fyne at the kynges wyll.

Cap. iii. Escheker. Estretes, Fugytyues, Felons.

¶ Item if any man or towne be charged at the escheker by estretes of the Justices, of the cattalles of the fugytyues and of felons, and wyll allege in discharge of hym an other, whiche is chargeable, he shalbe herde, and right done to the other.

Cap. iiii. Probate of testamentes.

¶ Item where as the mynysters of bysshoppes and other ordynaries of holy churche take of the people greuous and outragyous fynes for the probate of testamentes, and for the acquytaunce therof to be made, the kynge hath charged the archebysshop of Canterbury and the other bysshops, that they therof make amendement, and if they do not, it is accorded, that the kynge shall do to be enquyred by his iustyces, of suche oppressions and extorcyons, to here them and determyne aswell at the kynges suyte as at the suite of the party, as in olde tymes hath ben vsed.

Cap. v. Tunnes of wyne, Gaugeour.

¶ Item where as it is ordeined by a statute, that the tonnes of wine ought to contayne a certayne numbre of galons, accordyng to the olde gauge, and nowe they be diminisshed for defaute of the gaugeours offyce euyll vsed, to the great damage of the people: It is accorded and stablysshed, that the sayd statute shalbe holden and kepte in all poyntes. And moreouer if any sell tonne or pype of wyne not gauged, that the sayd seller shal forfet the same wyne, or the valour, to the kynge.

Cap. vi.

¶ Item where as by a statute late made it was ordeyned, that the issues, fynes, and amercyamentes of seruauntes artificers and other workemen, iudged before iustices of labourers, shulde be to the kinge after the thre yeres of the tryennall quynzyme than graunted to the kynge by the commens of the realme: It is accorded and assented, that the lordes of fraunchises, whiche haue issues, fynes, and amercyamentes of labourers by poynt of charter or in other maner, shal from henseforth haue the said fines, issues, & amerciamentes that to hym pertayneth, as longe as the iustice of labourers do endure, so alwayes that the sayd lordes make contribution to the payments of the fees of suche iustices of labourers, accordynge to the rate of the profittes that they do take.

Fynes. Amerciamentes. Labourers. Charter.

Cap. vii. Statute of labourers. Woolles. Lether. Felles. Staple.

¶ Item it is accorded, that the statute of labourers be aswel holden in the cyty and the suburbes of London, and in the .v. portes, and all manet other fraunchyses, as els where in Englande. And that the kynge assygne his iustyces to enquyre, here, and determyne of those that haue brought woolles, lether and wolfelles to the parties beyond the sea, and therof haue done coupn and excesse, and otherwyse attempted agaynst the ordynaunces and the fourme of the statute of the staple.

Cap. viii

¶ Item it is accorded and assented, for the commun profyt and ease of the people, that euery marchant and other, aswel alyen as denyzen, may bryng to the

Wolles. Lether. Wolfelles.

to the parties beyond the sea, whiche be of the kynges amyte, wolles, lether, and wolfelles from the. v. daye of Maye nert comyng to the feast of saynt Mychell nert ensuynge, payenge for euery sacke. l. s. and for. CCC. wolfelles. l. s. and for the last of lether. C. shylynges, for the custome and subsydie of the same. And that no marchaunt nor other, that byethe wolles, shal make other refuse of wolles, than was wont to be made in tymes past, that is to saye, of cote, gate, and vtlayne fleeses, and that euery sacke conteyne. xxvi. stones: and euery stone. xiiii. pounde, accordynge to the weyght of the standard of the eschekker, and no more nor lesse. And that all the wolles, felles, and lether bought in the countrey, shalbe brought to the staples, and there shall abyde at the leaste. xv. dayes. And those that may not there be solde or delyuered within the. xv. dayes, shalbe brought to the portes ordeyned for the staples, to passe from thens to the parties aforesayd, payenge the customes and subsidies aforesayd. And that no wolles vendible shalbe lodged, shewed, nor solde within thre myles of the staple, but in the same staple, sauynge that euery lord and other man than marchant, may frely lodge shewe and sell hys wolles, whiche be of his owne growynge, in his owne house and els where, where shall please hym.

Sacke of wolle. Stone of wolle.

Staple. Custome. Subsidie.

Cap. ix. Passage of wolles.

¶ Item it is accorded & assented, that the chaunceller and treasorer, which for the tyme shalbe, by the aduyse of other of the kynges counsell, shall haue power to deferre the terme of passage of wolles, whan they se that nede is.

Cap. x.

¶ Item bycause that the fyshers, bouchers, pulters and other sellers of vitayls in the citie of London, by colour of some charters, and by euyll interpretation of some statutes made in auauntage of the people, that euery man may frely sel his vitayls without disturbaunce, without that any mayre, shyriffe or minister ought to medle of the sale: It is accorded and assented, that euery man, that bryngeth vitayls, what soeuer they be, in to the city, by land or by water, may frely sel the same to whom shal please him, without beyng interrupted or impeched by fyssher, boucher, pulter, or any other. And that the mayre and aldermen of the citte may rule and redresse the defautes of fysshers, bouchers, and pulters, as they do of those that sell breade ale or wyne, not withstandinge charters of fraunchises, and statutes, customes or other priuileges made or vsed to the contrary. And that the sayd maire and aldermen do and put the same in execution, vpon the peyne late ordeyned touchyng the cytie of London, so that punyshement of suche be not made bycause of any singuler profit.

Vitayles. Fyssher. Boucher. Pulter.

Cap. xi. Intestate. Administratour. Ordinarie.

¶ Item it is accorded and assented, that in case where a man diethe intestate, the ordynaries shall depute the nerte and moste laufull frendes of the dead personne intestate to administre his goodes, whiche deputyes shall haue an action to demaunde and recouer as executours of the dettes due to the sayde dead person intestate in the kynges court for to administer and dispende for the soule of the dead, and shal answere also in the kinges court to other, to whom the sayd dead person was holden and bounde, in the same maner as executours shall answere. And they shall be accomptable to the ordynaries, as executours be in the case of testament, aswell of the tyme

past

paſt as in the tyme to come.

¶Item it is accoꝛded and ſtablyſſhed, that in all caſes touchyng the kyng oꝛ other perſons where a man complepneth of errour made in the eſcheker, the chaunceller and treaſoꝛer ſhall do to come beſoꝛe them in any chamber of counſayle nygh the eſcheker, the recoꝛde and pꝛoceſſe out of the eſcheker, takynge to them the iuſtices and other ſage perſones, ſuche as to them ſemeth to be taken. And ſhall alſo do to be called beſoꝛe them the barons of the eſcheker, to heare theyꝛ inſoꝛmations, and the cauſes of theyꝛ iudgementes, and therupon ſhall duely examyne the buſynes, and if any errour be founde, they ſhall coꝛrect and amende the rolles, and after ſende them in to the eſcheker foꝛ to make therof execution as pertepneth. Cap. xii.

Errour. Eſcheker. Chaunceller Treaſoꝛer.

¶Item our ſoueraigne loꝛde the kynge, conſyderynge the good aydes of the comens of his realme often made to hym, and the grauntes and diuers charges, whiche they haue ſuffred bycauſe of warres and other aduerſitties, which beſoꝛe this tyme hath happened: In relefe of the ſaid comens he hath pardoned and releaſed to them all the eſcapes of theues and of felons, and catayls of felons and of fugytyues beſoꝛe this tyme fallen, whiche be not yet iudged beſoꝛe the iuſtyces oꝛ put in eſtretes, and alſo all the amercyamentes not aſſered, wherof the commynaltie of the countye, hundꝛede, oꝛ towne ought oꝛ myght in commun and not partycularly agaynſt the kyng oꝛ his heyꝛes in the eyer of the iuſtices hereafter foꝛ al the time paſt be charged and aſmoche as pertepneth to the kynge of eſcapes, catayls, and amercyamentes aforeſayd, excepte the eſcapes of clerkes conuyct out of the pꝛyſon of the pꝛelates theyꝛ oꝛdynaries. And therupon hath graunted to the compnalty of euery countie a chaꝛter of this pardon quyte of the fee of the ſeale whiche to hym pertepneth, foꝛ whiche pardon and releaſe the ſayde commens haue graunted to our ſouerayne loꝛde the kyng a quinzyme pereſy to be leuyed and gathered in the maner as the laſte quynzyme graunted to the kynge was leuyed, and to be payed at the feaſtes of ſaynt Mygheil and Eſter nexte commynge by euen poꝛtyons. And our ſayde ſoueraygne loꝛd the king hath graunted to the ſaid commens that foꝛ the ſaid quinzym ſo graunted no golde ſhalbe demaunded noꝛ leuied to the vſe of the queene, but that the ſayd cõmens ſhalbe therof holly diſcharged: And alſo the kyng hath graũted, that ſuch eſcapes and catayls beyng in the handes of the kynges miniſters and of other ſyngular perſons, whiche be in lyke, ſhalbe iudged beſoꝛe the kepers of the peace in euery countie of Englande by pꝛeſentment, alwel as beſoꝛe iuſtices in eyer, and the eſtretes ſhalbe made by indenture betwixt them and the collectours of the quinzym, deliuered to the ſame collectours, to leuey to the vſe of the commens in ayde of their payment of the ſaid quynzym, ſo that the ſame collectours make therof diſtribution amonges the townes after the neceſſity of euery of the ſame, and ſurueyenge and oꝛdynaunce of the ſame iuſtices. Ca. xiii.

Chaꝛter of pardon. Clerkes cõuicte.

Quynzyme.

¶Item it is accoꝛded, that the eſcape of theues and felons, and the catails of felons and of fugitiues, and alſo eſcapes of clerkes cõuict out of theyꝛ oꝛdinaries pꝛiſon from henſfoꝛth to be iudged beſoꝛe any othe kinges iuſtices Ca. xiiii.

Eſcape. Clerkes conuicte.

ſtices ſhalbe leuyed fro tyme to time, as they ſhal fall, aſwel of the tyme paſt as of tyme to come.

Cap. xv. ¶ Item where as in the greate charter it is conteyned, that no ſhyrryffe nor his baylyffe ſhall make his tourne by hundredes, but two tymes in the yere, in a place due and accuſtomed, that is to ſaye, ones after Eſter, and an other tyme after Mighelmas. And nowe dyuerſe of the commens haue greuouſly complayned them, that ſome ſhyrryffes make theyr tournes often tymes in lente, whan the people ought to intende deuotion and other workes of charytie for remedy of theyr ſoules, and ſometyme after the gule of Auguſt, whan euery man almoſt is occupyed aboute the cuttynge and entrynge of his corne, wherby the people percyueth them moch greued and diſeaſed: Our ſoueraigne lorde the kyng, deſyrynge the quietnes of his people, hath ordeyned and ſtablyſſhed, that euery ſhyrryffe from henſforth ſhal make his turne yerely one tyme within the moneth after Eſter, and an other tyme within the moneth after the feaſte of ſaint Michell and if they holde them in other maner that than they ſhall loſe their turne for the tyme.

Shyrriffes turne.

¶ Here begynneth the ſtatute of Herrynge made at weſtmynſter the ſayd xxxi. yere of kynge Edwarde the thyrde.

FOr as moche as the commens of the realme of Englande, at the parlyament holden at Weſtmynſter the monday nexte after the weeke of Eſter, the yere of the reigne of our ſouerayngne lorde kynge Edwarde the thyrde of Englande. xxxi. and of Fraunce xviii. haue compleined them to our ſoueraine lord the king, that bycauſe that the people of great Yermouth do encounter ỹ fiſſhers bringing Herynge to the ſayde towne in the tyme of the fayre, and do bye and forſtall the Herynge, before that they come to the towne: And alſo the hoſteleys of the ſame towne that lodgeth the fyſſhers commynge there with their Herynge, wyll not ſuffer the ſayd fyſſhers to ſell theyr ſayd Herynge, nor medle of the ſale therof, but ſell them at their owne wyll, as deere as they wyll, and gyue to the fyſſhers that pleaſeth them, wherby the fyſſhers do withdrawe them to come there. And ſo is the Heryng ſet at moche greater derthe than euer it was, to the great damage of our ſouerayngne lorde the kynge, of the lordes and of all the people. wherfore our ſoueraine lorde the kynge, ſeynge the miſchieues in this behalfe, by the aſſent of the great men and all the commens, hath ordeined and ſtablyſſhed remedy vpon the ſayde miſchieues in the fourme as foloweth.

Cap. i. Herynge. FYrſt that no Herynge be bought nor ſolde in the ſea, tyll the fyſſhers be come in to the hauen with their herynge, and that the table of the ſhyp be drawen to the lande.

Cap. ii. Fyſſhers. Herynge. Yermouth. Hoſteleys. ¶ Item that the fyſſhers be free to ſell theyr herynge to all that cometh to the fayre of great Yermouth, without any diſturbaunce of their hoſteleys. or any other. And whan the fyſſhers wyll ſell theyr marchaundyſes in the porte, they ſhall haue their hoſteleys with them, if they there wyll be, and in their

theyr presence and the presence of other marchauntes openly shall sell theyr marchaundyses. And that euery man clayme his parte for the takynge after the rate of the same marchaundyses solde. And the sayde sale shall be made from the sonne ryssynge tyll the sonne goynge downe and not before nor after, upon forfeyture of the same marchaundyses. And that the sayde fyshers be free to bye theyr victayls and that that them nedeth, where shall please them. And that none hostelers nor other, bye any forto hange in theyr houses by covyn nor in other maner, at an hygher pryce the laste, than .xl. s. but lesse, in as moche as he may, accordynge as he may agree with the sellar. And that none hostelers nor none of theyr women, nor none other what so euer he be, commynge to the sayde fayre, shall not go by land nor by sea to forstall hearynge prively nor apertly, but the hearynge shall come freely unsolde unto the hauen. Forstallyng. Fayre of Yermouth. And that none make byenge of fresshe hearynge in the hauen of Yermouth betwyxte the feastes of sayne Mychell and sayncte Martyne, upon peyne of imprysonement at the kynges wyll, and to forfeyte all the hearynge so bought. And that no vessell called Pyker of London, nor of none other place, shall enter in the sayde hauen to abate the fayre in damage of the people, upon the peyne of forfeyture of their vessell, and all theyr victayls founde within. Pyker. And that all the hostelers be sworne before the wardeynes of the sayde fayre, and enioyned upon a great forfeyture to the kynge, to serepue theyr hostis well and rouenably, and to ayde and ease them reasonably, takynge of euery laste that shalbe solde to other marchauntes than to the sayd hostelers .xl. d. And that of hearynge solde to the same hostelers to take in theyr houses, the same hostelers shall take nothynge, and that bycause of the profittes, whiche they shall haue of victayls sold to theyr said hostes, and of the auauntage that they haue more than other of caryage of hearynge so by them boughte and solde in theyr houses. And that the hostelers, bycause of this ordynaunce, do not refuse their hostes, but serepue them and intreat them in good and frely maner, as they haue done before this tyme. And that they for the auauntage of .xl. d. the last, take upon them for the payment of all the hearyng that shalbe sold by theyr assent to any persons. And the hundred of hearyng shalbe accompted by .vi. score, and the last by .x. thowsand. Hundred of hearyng. And that the marchauntes of Yermouth, of London, and els where, sell the thowsand of hearynge to the people after the rate of the pryce of the laste. And that the people of Yermouth sell the last of red hearynge, boughte for .xl. s. fresh within .xl. dayes, for halfe a marke of gayne, and not aboue. Last of hearynge. And that the people of London, at suche fayre shall bynge the last from Yermouth to London for .i. marke of gayne and not aboue. And also, .ii. lastes of shoten hearynge freshe shall be solde for the pryce of the rate of the byenge of a laste of full hearynge. And so of more and lesse after the same rate, and of shoten hearynge red the .ii. lastes shalbe solde derer of a marke than the last of hearynge full red. And that bycause the caryage of a laste of shoten hearynge draweth to as moche as the last of full hearynge, and so of more and lesse accordynge to the same rate. And that the shyppes called the Pykers, shall freely bye fresh

Kyrkeley. hearynge and all other marchandises of fysshers in Kyrkeley, and els where vpon the cooستes of the sea, without impechement or disturbaunce of the hostelers of Yermouth or of any other. So alwayes that no more hearynge be discharged in the rode of Kyrkeley of the fysshers shyppes, but asmoche as may reasonably suffise to the charge of the pykers that thyther commeth for the same cause. And that the fysshers be compelled to bynge all the remenaunt of their hearynge to the sayde fayre to sell there. So that none sell hearynge in no place about the hauen of Yermouth by .viii. myles, excepte in .iii. townes of Yermouth, that is to saye, Elton, Apelton, and Southon, oneles it be hearynge of theyr owne fysshynge. And our souerayne lorde the kynge wyll, that the barons of the .v. portes shall do to be kepte and gouerned the said fayre accordyng to the composition late made betwene them and the people of the towne of Yermouth, confermed by the kinges graundfather. And that the same barons and baylyffes of great Yermouthe do to be kept this present ordynaunces in all poyntes, and to be cryed in euery sonday betwene saynte Mychell and saynte Martyn, vpon peyne to loose theyr fraunchyse, and to be punysshed at the kynges wyll. And that the people of Yermouth suffer the sayde barons of the fyue portes to gouerne and rule the sayde fayre after the purporte of the sayde composytion, and due execution to be made of this ordynaunce, vpon the peyne last aforesayd. And these ordynaunces in the ryghte of byenge and sellynge of hearynge shalbe holden in al the townes of England, where hearing is taken and sechyed, vpon the peynes aforesayd.

Barons of the .v. portes.

Baylyffes of Yermouth.

Cap. iii. Chaunceller Treasorer. ¶ Item it is accorded by our souerayne lorde the kynge, the greate men, and al the comens in this present parlyament, that the chaunceller and treasorer, takyng to them iustices and other of the kinges counsell, suche as to them shall seme, shall haue power to ordeyne remedy of the byenge and sellynge of stokfysshe of saynt Botulfe, and salmon of Barwyke, and of wynes and fysshe of Bryslupt and els where, to the intent that the kynge and the people may be the better serued, and haue better market than they haue had before this tyme, and that the ordynaunces by them made in this party be fermely holden.

Stockefysshe. Salmon. wynes. Fysshe.

Here begynneth the ordynaunce of fysshe made the same .xxxi. yere.

Cap. i. Shippes. Blakeney. FYrst it is ordeined, that all the shyppes called Doggers & landshyppes, perteynyng to ỹ hauen of Blakeney, and of the bankes holde, that is to say, the Suyton, the wynerton, Clay, Salthous Shyrynghan, and Crowmer, shall delyuer and discharge their fisshe within the hauen of Blakeney onely betwixt Beuorde and Hogslete, and in none other place, vpon peyne of imprisonment at the kynges wyll, and forfeture of the same fysh. And that the same fisshe be not delyuered nor brought out of the shyp to any house nor els where, before that the lorde of the shyp, wherin the sayd fysshe is charged, and the marchaunt that shall bye the fysshe, be agreed of the price of the same by a clere day.

Fysshe.

Cap. ii. ¶ Item that no fyssher nor lorde of any shyp nor none other set hand vpon any

any fysshet within the shyp for to trye, chose, or empeyre the fysshe, but only the byar or his attourney, vpon the sayde peyne. And that no fysshe called Loychfysshe, be chosen or tryed but onely in. iii. partes, that is to saye, Lob, Lyng, and Cod. And that euery of the same. iii. sortes of Lob, Lyng, and Cod be good and couenable, as in olde tyme hath ben vsed. And in case that no orgeys, that is to saye, fysshe greater than Lob, be founde in the shyppe called a landshyp in the hundrede of Lob, Lynge, and Cod, the maisters and maryners shal haue of euery hundred of Lob, Lyng, and Cod (the hundrede accompted to. vi. score). xx. orgeys, if there be so many, and if there be lesse, the maisters and maryners shall haue all the orgeys. And if there be more, the ouerplus aboue the scores to euery hundred shall be put to the shyp bought in amendement of the pryce of the same to the profytte of the byar. And also by the aduyse of the marchauntes and byars of the lordes commynge to the fayre of Blakeney, and of the lordes of the shyppes a pryce shalbe set at the begynnynge, and assessed vpon the fysshe of doggerfysshe, before that any sale be made, whiche pryce shalbe holden durynge the fayre. And that the sayde fysshe be solde at suche a pryce openly and not by couyn pryuely. And that no lorde of shyppes, maryners, nor other lodge nor do to be lodged in their houses priuely nor appertly fysshe in the mud, nor fysshe secched, for to sell agayne an other tyme at retaile, but al such fishe shalbe sold resonably within the said boundes at the faire & price aforesaid, vpon the same peine. And that no man bye nettes, hookes, nor other instrumentes perteinyng to fisshinge in the countie of Norfolke but lordes maisters and mariners of shippes, that vse the mistery of fisshyng, & which haue to do of suche thinges, vpon peyne of imprisonement, and to be raunsomed at the kinges will, and to forfet the thinges so bought. And that no lord of shyp maryner nor other make impechement, nor be rebell in any poynt agaynst this present ordinaunce. Nor that no maryner nor fisshet because of this ordynance, let not nor refuse to go in fisshyng, as before tymes they were wont to do, nor distourbe couenant made betwene marchant and lorde of shyp, vpon peyne of imprisonment, and to be raunsomed at the kinges wyl. And that vpon the same a writ be sent to the shiriffe of Norfolke, that at euery mans complaynt, that wyll sue for the kyng or for him self against those that in any poynte commeth agaynst this ordynaunce, he shall do the same rebelles and trespassours to be attached, and them deteine in prison til the kyng and his counsell haue ordeyned of them that right requireth after the quantitie of their trespas.

Fysshet. Loychfysshe. Orgeys. Dogge fish. Nettes. Hookes. Maryner.

Here begynneth the statutes made at westmynster the. xxviii. yere of kynge Edwarde the thyrde.

THese be the thynges, whiche our soueraigne lorde the kyng, the prelates, lordes & the comens haue ordeyned in this present parliament, holden at Westmynster the sonday next before the feast of the conuertion of saint Paule, to be holden and published openly throughe the realme.

Cap. i. Fyrſt that in euery countie of England ſhalbe aſſigned for the keppynge of the peace, one lorde, and with hym. iii. or. iiii. of the moſte baylaunt men in the countie, with ſome lerned of the lawe, and they ſhall haue power to reſtreyne the offenders, tyrotours, and all other baratours, and to purſue, arreſt, take and chaſtyſe them accordynge to theyr treſpas and offence.

Juſtices of peace. And do to be impriſoned and duely punyſſhed accordynge to the lawe and cuſtomes of the realme, and accordyng to that that to them ſhall ſeame beſt to do by theyr diſcretions and good auiſement: and alſo to enfourme them

Pyllars. Robbers. and to enquyre of all thoſe that haue ben pyllours and robbers in the partyes beyonde the ſea, and be nowe come agayne, and goeth wandrynge, and wyll not laboure as they were wont in tymes paſt. and to take and arreſt all thoſe, that they may fynd by endytement or by ſuſpection, and to put them in priſon, and to take of all them that be not of good fame, where they ſhalbe founde, ſuffreyent ſuertie and maynprize of theyr good bearynge towardes the kynge and his people, and the other duely to punyſſhe, to the intent that the people be not by ſuche tyrotours or rebelles troubled nor endamaged, nor the peace bleampyſſhed, nor marchauntes nor other paſſynge by the hyghe wayes of the realme diſtourbed, nor put in the peryll whiche may happen of ſuche offendours. And alſo to here and determyne at the kinges ſuite, al maner of felonyes and treſpas done in the ſame countie, accordynge to the lawes and cuſtomes aforeſayde. And that wrttes of Oyer and determyner be graunted accordynge to the ſtatutes therof made, but that the iuſtices, whiche ſhalbe therto aſſigned, be named by the courte, and

Enquyries. not by the partye. And the kynge wyll, that all generall enquyries before this tyme graunted within any ſeignories for the miſchieues and oppreſſyons, whiche haue ben done to the people, by ſuche enquyries ſhall ceaſe

Fynes. openly and be repealed. And that fynes, whiche be to be made before iuſtyces for a treſpas done by any perſon by reaſonable and iuſt hauynge regarde to the quantitie of the treſpas, & the cauſes wherupon they be made.

Cap. ii. Item it is accorded, that takynges ſhall not be from henſforth made by

Takynges. Purueiours. other than the purueyours of the kynge, of the queene, and of the prynce theyr eldeſt ſonne, and that if any other mannes purueyours make ſuche takynges, it ſhalbe done of them as of people which do without warraunt. And their dede iudged as a thynge done agaynſt the peace and the lawe of the land. And ſuch as do not in the maner aforeſaid, ſhalbe duely puniſſhed.

Cap. iii. Item of purueyaunces made to the vſe of the queene and of the prynce

Purueiaces. Purueiours. of pultry and of other ſmall thynges, payment ſhalbe made in hande vpon the takynge. And of other greatte purueyaunces within the monethe or vi. wekes in the countyes where they ſhalbe taken. And that the number of ſuche purueyours be abrydged in as moche as conueniently may for the ayde and quyetnes of the comen people.

Cap. iiii. Item bycauſe that ſhyrryffes and other mynyſters often do array theyr

Shyrryffes. Panels. panels in all maner of enqueſtes of people procured and moſte farre of, of the counties, whiche haue no knowledge wherof the enqueſte ſhalbe taken: It is accorded, that ſuche panels ſhalbe made of the next people, which ſhal

not

not be ſuſpecte nor pꝛocured. And that the ſhyꝛyffes, coꝛoners and other miniſters, whiche doth agaynſt the ſame, ſhalbe punyſſhed beforꝛe that the iuſtices take the ſayde enqueſte, accoꝛdynge to the quantytie of theyꝛ treſpas, aſwell agaynſt the kynge as agaynſt the partie foꝛ the quantitie of the damage whiche he hath ſuffred in ſuche maner.

Coꝛoners.

Enqueſte.

¶ Item it is accoꝛded, that they whiche ſhalbe aſſigned to kepe the peace ſhall haue powꝛ of meaſures and alſo of weyght, accoꝛdyng to the ſtatute therof made the. xxv. yere of the reygne of our ſouerayigne loꝛde the kynge, wherin is conteyned the fourme that foloweth. Where as very greate damage and diſceyte is done to the people, by ſo moche that diuers marchantes vſe to bye and wey wolles and other marchaundyſes by a weyght that is called Auncell: It is accoꝛded and ſtabliſſhed, that this weyght called Auncell betwyxt the byar and the ſellar ſhalbe holly put out. And that euery man ſell and bye by the balaunce, ſo that the balaunces be euen, and the wolles and other marchaundyſes euenly weyed by ryght weyght. And that the ſacke of wolle wey no moꝛe but. xxvi. ſtones, and euery ſtone ſhall wey. xiiii. li. and that the beame of the balaunce ſhall not bowe nother to the one parte noꝛ to the other. And that the weyght be accoꝛdynge to the ſtandard of the eſcheker. And if any byar do againſt the ſame, he ſhalbe gꝛeuouſly puniſſhed, aſwel at the ſuite of the party as at the kinges ſuite.

Cap. v.

Meaſures.

Weyghtes.

Iuſtices of peace.

Auncell weyghts.

Balaunce.

Wolles.

Sacke of wolle.

Weyghtes & meaſures.

¶ Item where as it is conteyned in the greate charter, that one meaſure be vſed thꝛoughe the realme, whiche charter hath not ben holden well in this poynt beforꝛe this tyme: It is accoꝛded and aſſented, that all the meaſures, that is to ſay, buſſhell, halfbuſſhell, pecke, galon, potell, and quarte thꝛough Englande within fraunchyſe and without, ſhalbe accoꝛdyng to the kinges ſtandarde. And the quarter ſhall conteyne. viii. buſſhels by the ſtandarde and no moꝛe. And euery meaſure of coꝛne ſhall be ſtryked without heape, ſaynge the rentes and fermes of loꝛdes, whiche ſhalbe meaſured by ſuche meaſure as they were wont in tymes paſt. And the puruey ours of the king, the queene, and of all other, ſhal make theyꝛ puruey ances by the ſame meaſures ſtryked and in the ſame maner. And that at all tymes, whan nede ſhal be, the kynge ſhall aſſigne certein iuſtices in euery countie of Englande, to enquyꝛe heare and determyne vpon the poyntes aforꝛeſayde, and ſo make punyſſhement therupon accoꝛdynge to euery treſpas, aſwell at the ſuyte of the partye as at the kynges ſuyte. So alwayes that all maner of fraunchyſes be ſaued to the loꝛdes in all poyntes, whiche thynges the kyng wyll that they ſhalbe cryed in euery countie within fraunchyſe and without betwyxt this and the feaſt of Eſter nexte commyng, to the intent that they be holden and kept in all poyntes. And that the ſayde kepers of the peace enquyꝛe and punyſſhe all thoſe, whom they ſhall fynde to haue done agaynſt the ſayde ſtatute after the ſayd pꝛoclamation made. And alſo the ſayd pꝛoclamation ſhall be made in cyties, bourghes, and townes enfraunchyſed, that the ſayd articles be holden and kepte in all poyntes, vpon the peynes conteyned in the ſtatute made the. xxviii. yere of the reygne of our ſouerayigne loꝛde the kynge that nowe is, touchynge the cytie of London and

Cap. vi.

Meaſures.

Buſſhell.

Standard.

Puruey ours.

Iuſtices.

Pꝛoclamatiõ

other cyties and bourghes of the realme. And if they kepe not the sayde articles, the kynge in theyr defaute shall do the same statute, made of the saye peynes, to be put in execution agaynst them.

Cap. vii. Attaynt.

¶ Item it is accorded agaynst the falsyte of iurours, & euery man agaynst whome they passe, maye haue the attaynte as well in plea reall as personall. And that the attaynt be graunted to the poore people, which will allye, that they haue nothynge therof to make fyne, saynge their countenaunce without fyne, and to all other by easy fyne.

Cap. viii. Iurours. Enquest.

¶ Item in euery plea, wherof the enquest or allyse doth passe, if any of the parties wyl sue against any of the iurours, that they haue taken of his aduersary, or of hym, for to say their verdyct, he shalbe herde, and shal haue his playnte by byll maintenaunt before the iustyces, afore whome they dyd swere, and that the iurour be put to answere without any delaye, and if they plede to the countrey, the enquest shall be taken mayntenaunt. And if any man other than the partye wyll sue for the kynge agaynste the iurour, it shall be herde and determyned as afore is sayde. And if the iurour be attaynted at the suyte of other than the partye, and maketh fyne: the partie that sueth shall haue halfe the fyne. And that the parties to the plea shall recouer theyr damages by taxynge of the enquest. And that the iurour so attaynted haue the pyson of one yere, whiche imprysonement the kynge graunteth, that it shall not be pardoned for no fyne. And if the partie wyll sue by wryt before other Iustyces, he shall haue the suyte in the fourme aforesayde.

Cap. ix. Laborers.

¶ Item it is accorded in this present parlyament, that the statute of laborers of olde tymes made, shall stande in all poyntes, except the pecuniar peyne, whiche from henceforth is accorded, that the laborers shall not be punysshed by fyne and raunsome. And it is assented, that the sayd statute shall be enforced in punysshment of laborers in the fourme folowynge, that is to saye, that the lordes of townes may take and imprison them by .x. dayes if they wyll not iustifie them selfe. And than to sende them to the nexte gayle, there to abyde tyll they wyl iustifye them by the fourme of the statute. And that the shiriffe gaylous nor other minister shall not let the to no mainprysse nor bayle, and if he do, he shall paye to the kynge .x. li. and to the partye. C. s. nor that the shyryffe, gaylour nor other minyster shall take no fee nor porterage of prison, nor at his entrynge nor at his goynge out, upon the same peyne. And that aswell carpenters and masons be comprysed in this ordynaunce as all other laborers, seruauntes and artyficers. And that the carpenters and masons take from henceforth wages by the day, and not by the weeke, nor in other maner. And that the chiefe mayster of carpenters and masons take foure pence by the daye, and the other thre pence or .ii. d. accordynge as they be worthe. And that all allyaunces and couynes of masons and carpenters, and congregacyons, chappters, ordynaunces, and othes betwyxte them made or to be made, shall be from henceforthe voyde and holly adnulled. So that euery mason and carpenter, of what condition that he be, shalbe compelled by his maister to whom he serueth, to do

Maynprysse. Shyrffe. Gayloure. Workemen & Laborers. Carpenters. Masons.

euery

euery woꝛke that to hym perteyneth to do, of free stone of rough stone. And also euery carpenter in his degree. But it shalbe laufull to euery loꝛde of other, to make bargayn and couenaunt of their woꝛke in gros with such laboꝛers and artyficers whan please them, so that they perfourme suche woꝛkes well and laufully accoꝛdynge to the bargayne of couenaunt with them therof made.

Cap. x. Artificers. Shꝛyffe.

¶ Item of labourers and artifycers that absente them out of theyꝛ seruyces in an other towne of an other countye, the partie shall haue the suyte befoꝛe the iustices, and that the shꝛyffe take hym at the fyꝛst day as is conteyned in the statute, if he be founde, and do of hym execution as afoꝛe is sayde, and if he retourne, that he is not founde, he shall haue an exigend at the fyꝛst day, and the same pursue tyll he be outlawed, and after the outlagary, a wꝛyte of the same iustices, shalbe sent to euery shꝛyffe of England, that the party wyll sue, to take hym, and to sende hym to the shꝛyffe of the countye where he is outlawed, and whan he shalbe there bꝛought, he shall haue there imꝑisonment, tyll he wyll iustify hym selfe, and haue made gree to the partie, and neuertheles foꝛ the falsyte he shalbe bꝛente in the foꝛhead with an yꝛon made and fourmed to this letter. F. in token of falsyte, if the partye greued the same wyll sue. But this peyne of bꝛemynge shall be put in respyte tyll saynt Michell next ensuynge, and than not executed, onles it be by the aduyse of the iustyces. And the yꝛon shall abyde in the custody of the shꝛyffe. And that the shꝛyffe and some baylyffe of the fraunchyse be attendyng to the pleyntyfe to put this ordinaunce in execution, vpon the peyne afoꝛesayd. And that no laboꝛer, seruaunt, noꝛ artifycer shall take no maner of wages the festyuall dayes.

Labozers. Burnyng in the foꝛheed. Wages.

¶ Item if any laboꝛer, seruaunt, of artifycer absent hym selfe in any cytie of bourgh, and the partie pleyntyue come to the maire and baylyffes, and requyꝛe delyuery of his seruaunt, they shall make hym delyuery without deleye. And if they refuse to do the same, the partie shall haue his suyte agaynst the mayꝛe and baylyffes befoꝛe the iustyces of laboꝛers. And yf they be therof atteynted they shall paye to the kynge. x. pounde, and to the partye. C. s.

Cap. xi. Iustices of laboꝛers. Mayꝛe. Baylyffes.

¶ Item where as the commens haue cõpleyned them of eschetours, which by colour of theyꝛ office haue seysed moche landes and tenementes as foꝛfeit to the kyng foꝛ treason surmysed in dead persons, whiche were neuer atteynted in theyꝛ lyues, the kynge therof hath good regarde, but bycause he and his pꝛogenitours haue ben seased of the foꝛkeytures of wares of all tymes, the kinge wyll not extrude hym selfe of suche ryghte, wherof he founde his crowne seased, and his ryghte wyll continue of suche foꝛkeytures fallen in his tyme and in the tyme of his father, in the maner as hath ben vsed, neuertheles of his spectall grace, he wyll and graunteth, that of suche foꝛkeytures fallen in the tyme of his graundfather and all his pꝛogenitours befoꝛe, as soone as an enquest shalbe therof returned in the chauncery by eschetour of other, whiche hath power to enquyꝛe, that the tenaunt shall not be out of his possession, but shall be warned by Scire facias to be

Cap. xii. Foꝛfeyture. Eschetour.

at a certeyn day to answere to his Scire facias if he wyll. And if any suche forfeyture be now or shalbe seased of the same tyme, that the kynges hande shall be out therof, so alwayes that in all other cases of forfeyture of treason of dead persons not attepnted or iudged in theyr lyues, theyr heyres nor theyr lande tenauntes shall not be impeched nor chalenged, nor of none other forfeyture, except the forfeytures in olde tymes iudged after the death of the persons by presentment in eyer or in the kynges benche, as of felons of them selfe and other.

Ca. xiii. Eschetours. Enquestes.

¶Item it is accorded, that euery eschetour shall take his enquestes of his office of good people and lawfull, whiche be sufficyently enherytaunt and of good fame, and of the same countye where the enquyre shall be, and that the enquestes so taken be endented betwyxt the eschetours and the iurours. And yf it be other wyse done, that suche enquestes be holden for voyde. And the kynge wyll, that suche enquestes be taken in good townes openly and not pryuely.

Ca. xiiii. Eschetours.

¶Item it is accorded, that where landes or tenementes be seased in to the kynges hand by office of the eschetour, conteynyng that the kinges tenaunt made therof Alyenation without the kynges lycence, or that the kynges tenaunt by knyghtes seruice dyed seased of the landes and tenementes aforesayd in his demeane as of fee, and his heyre within age, and after the cause certified in to the chauncery, and he whose landes be seased come in to the chauncery, and wyll trauers the office, whiche was fyrste taken by the kynges commaundement, and that the sayd landes be not seysable: he shall be therto receyued: and if it be founde by the second office for the partye, both the two offyces shalbe sent in to the kynges benche, and there tryed accordynge to the lawe.

Trauers. Chauncery.

Cap. xv. Alyenation.

¶Item it is accorded, that the alyenations of landes & tenementes made by people, whiche holde of kinge Henry great graundfather to the kinge that nowe is, or of other kynges before hym, to holde of them selfe, that the alyenations shal stande in their force, sauynge alwayes to our soueraygne lorde the kynge his prerogatyue of the tyme of his graundfather his father and of his owne tyme.

Ca. xvi. Nonclaym.

¶Item it is accorded, that the plea of Nonclayme of fynes, whiche from henceforthe be to be leueyed, shall not be taken nor holden for any barre in tyme to come.

Ca. xvii. Marchantes Irelande

¶Item it is accorded, that all the marchantes, aswel aliens as denysens, may come in to Irelande with their marchaundyses, and from thens freely to retourne with theyr marchaundises and vytayls without fyne or raunsome to be taken of them, sauynge alwayes to the kynge his auncient customes and other deuoyers.

Ca. xviii. Irelande.

¶Item that the people of Englande, aswell relygious as other, whiche haue theyr herytage and possessyons in Irelande, may bryng theyr corne, beastes, and vytayls to the sayd land of Irelande, and from thens to recary theyr goodes and marchaundyses in to Englande freely without impechement, payenge theyr customes and theyr deuoyers to the kyng.

Item

¶ Item bycause that marchauntes alyens and denysens by an euyll cu-
stome vsed of late, haue ben constrayned to paye custome and subsidye for
theyr canuas, with whiche theyr wolles be packed: It is accorded, that
suche canuaces with their corners, shall from henceforth be allowed to them
without payenge custome or subsidie for the same.

Ca. xix.
Custome.
Canuas.
Subsydie.

¶ Item it is accorded, that the passage of corne shalbe defended in all the
portes of Englande, so that none haue lycence nor warrant to passe with
suche corne in any wyse, oneles it be to Caleys or Gascoyne, or to other spe-
cyall places, whiche it behoueth that the kyng do to be warned of the corne
of England, and that at his owne ordinaunce.

Cap. xx.
Passage of
corne.

¶ Item where as in the parlyament late made vpon the ordynaunce of the
staple in Englande it was ordeyned, that marchantes alyens shulde bryng
wolles and other marchandyses of the staple ouer the sea, and that no mar-
chaunt denysen shulde make passage of them. And after by the assent of the
kinge and of his counsaile for certeyne enchesons, passage was graunted
of the said marchaundyses of denyzens, and therupon proclamation made
and sent to the customers to dyuers portes, to suffer them to passe tyll a cer-
teyne tyme, payenge the customes and subsydies as alyens, and bycause
that the sayd marchauntes denysens doubteth them to be impeched in tyme
to come for theyr marchaundyses, whiche they haue so passed by vertue of
suche graunte and proclamation, for as moche as they were made out of
the parlyament: The kynge wyllynge to prouyde for theyr surety in this
behalfe, hath ratified and confirmed in this present parliament the passage
that they haue made of wolles and of theyr other marchaundyses to the
partyes beyonde the sea, after the graunt and proclamation aforesaid. And
graunteth to them suche passage from henceforth without chalenge or impe-
chement of any, so alwayes that they pay the sayd custome and subsidy tyll
saint Michell nert comynyng, as they haue paied before this time after that
the sayd subsidy was graunted.

Ca. xxi.
Passage of
wolles.

¶ Item it is accorded in this present parliament, that euery person, which
fyndeth Fawcon, Tercelet, Laner or Laneret, or other fawcon that is loste
of their lord, that mayntenaunt he bryng the same to the shiriffe of ỹ county.
And that the shiriffe make proclamation in al the good townes in the coun-
ty, that he hath suche an hawke in his custody. And if the lord, which lost the
same, or any of his meyny cometh by chalenge him and proueth reasonably
that the same is his lordes, let him pay for the costes, and haue the fawcon.
And if none come within .iiii. monethes to chalenge him, that thā the shiriffe
haue the fawcon, makynge gree to him that dyd take him, if he be a symple
man, & if he be a gentylman and of estate to haue the fawcon, that than the
shiriffe redelyuer to him the fawcon, taking of him reasonable costes for the
time that he had him in his custody. And if any man take such fawcon, and
the same conceyle from the lorde, whose it was, or frō his fawconers, or who
soeuer taketh him from the lord, and therof be atteinted, shal haue imprison
ment of .ii. yeres, and yelde to the lorde the price of the fawcon so conceiled &
caried away, if he haue wherof, & if not, he shall tyme lengar abide in prison.

Ca. xxii.
Hawkes.
Sherriffes.

Here

Here begynneth the ordynaunce made of Hearynge in the yyyth yere of kynge Edwarde the thyrde.

THough that late at the procurement of some, doyng vs and our counsel to vnderstand, that bycause that the hostes of our town of gret Yermouth, which lodgeth ȳ fyllhers comyng there with their hearyng in the tyme of the fayre, wyl not suffer the said fyllhers to sel their hearinges, nor to medle with the sale of ȳ same, but sell them at their owne wyll as deere as they wyll, and gyue the fyllhers that pleaseth them, so that the fyllhers do withdrawe them self to come there, & the hearyng was set at greater derth than it was before. Amonges other thynges it was ordeyned by vs and our counsell that the fayde fyllhers of hearyng shuld be free to sell their hearynge to all people that wyll come to the sayd fayre of great Yermouth, without any disturbance of their hostes or any other. And whan the sayd fyllhers wolde sell their marchandyses in the porte, they shulde haue their hostes with them, if they wolde be there, and in their presence, and in the presence of other marchantes, openly shulde sell their marchaundyses to whom them pleased. And if other marchauntes present wolde haue parte of the sayde marchaundyses, euery of them shulde haue for his parte vpon the taxynge, after the rate of the same marchaundyses so solde. And the sayde sale shall be made from the sonne rysynge tyll the sonne goynge downe, and not before nor after. And that no hostelers nor other, bye hearynge to hange in his house by coyn nor in other maner at an hyghet pryce the last than .xl. s. Neuertheles bycause it is shewed to vs, and to our counsell by peticion in this presente parlyament, that the sale of hearyng is moche decayed, and the people gretly endamaged by the poyntes aforesaid, that is to say, that many marchantes comyng to the fayre aswell laborers and seruauntes as other do bargayne hearynge, and euery of them by malyce and enuy encrease vpon other, and if one proffer .xl. s. an other wyll proffer .x. s. more, and the thyrde .x. s. and so euery surmounteth other in the bargayne, and suche profers extende to more than the taxynge of the hearynge, vpon whiche the fyllhers profered it to sell at the beginnynge: and whan that euery man claymeth his parte of the hearyng for the pryce accorded, he shall haue his parte and the hearinge shall be so deuided amonges them, that the fyllher is so moche greued and delayed in the gatheringe of his syluer, that he shulde demaūde of so many persons, that he leseth his marte and the auauntage of his fyllshynge. And also in that that no freshe hearynge is put to sale but frome the sonne rysynge tyll the sonne goynge downe, and not before nor after, whiche is to the great losse of fyllhers, and appayryng of the hearyng, and damage of the people that shall bye the same, for the fyllshynge is more by nyght than by day, and often it chaunceth, that the fyllhers be so longe and so charged, that they come to the towne after the sonne goynge downe or it tell before, so that they may not sell their hearinge in the tyme for the same tymyte, so that they must abyde all the nyght & the day after vpon the sale of their hearinge, and lose many martes & profittes of their fyllshinge. We percep-

Hearynge.

Hostelers.

Hearynge.

perceiuyng the mischiues and greuaunces aforesaid, by the aduise & assent of our parliament will & graunt, that it shalbe lawful to euery man, of what condition that he be marchant or other, to bye bearyng openly and not priuely at suche price as may be agreed betwixt him and the sellar of the same bearyng. And that no man enter in bargayne vpon the byeng of bearinge vyll be that fyrste commeth to bargaine shall haue an ende of his bargayne greable to the sellar, and that none encrease vpon other durynge the fyrste bargayne, vpon peyne of forfeyture agaynst vs the double of his profer, but euery man shal haue the bearyng so bought accordyng to the bargayne therof made. And that euery fysher may deliuer and sell his bearynge and fysshe at euery marte, whan he cometh to the said towne of great Yermouth, without any disturbaunce or impechement: not withstandynge any ordynaunce made to the contrary before this tyme.

Here begynneth the statute made at westmynster the. xxxvi. yere of kynge Edwarde the thyrde.

TO the honour & pleasure of god, and amendement of the outrageous greuãces & oppressions done to the people, & in relefe of their estate, king Edwarde at his parliament holden at Westm, at the xv. of saint Michel, the. xxxvi. yere of his reigne, at the request of his comens by their peticions deliuered to him in the said parliamẽt, by assent of the prelates, dukes, erles, barons, and other great men in the sayde parliament assembled hath graunted for him and his heires for euer the articles vnderwritten.

FYrst that the great charter and the charter of the forest and the other statutes made in his tyme, and in the tyme of his progenitours, be wel and sutely holden and kept in all poyntes. Cap. i. Charter.

Item for the grieuous complemt, which hath ben made of ỹ purueyours of vitayls of the houses of the kynge, the queene, their eldest sonne, and of others lordes and ladyes of the realme, the kynge of his owne vyll without motion of the greate men or commens, hath graunted and ordeyned in ease of his people, that from henceforth no man of the said realme shall haue ony takynge, but onely hym selfe and the queene his compaygne. And moreouer of the assent aforesayd it is ordeyned and stablysshed, that vpon suche purueyaunces from henceforth to be made for the houses of the kynge and the queene, redy payment shalbe made in hand, that is to saye, the price for whiche suche vytayls be solde comonly in the marketes aboute. And that the heynous name of purueyour be chaunged and named byar. And if the byar may not well agree with the sellar of that that he shall nede, than the takynges whiche shalbe made for the sayd houses, shalbe made by the viewe, testymonie, and appreciation of the lordes or their baylyffes, constables and foure good men of euery towne, and that by indenture to be made betwyxte the byars and the sayde lordes or baylyffes, constables and foure men conteinynge the quantytie of their takynges, and of the price, and what persons. And that the takynges be made in a couenable and Cap. ii. Purueiour. Byar. Takynges.

and eafy maner without dureſſe, compulſion, menace, or other bilony. And that the takynges and byenges be made in ſuche places, where greateſt plentie is, and that in a conuenable tyme. And that no more be taken than ſhalbe nedefull in the ſeaſon for the ſayd. ii. houſes. And that the number of the byars be mynyſhed in aſmoche as well may. And that ſuche be byars whiche be ſufficyent to anſwere to the kynge and his people, and that none of them haue deputy, and that the commyſſyons be ſealed with the great ſeale, and euery halfe yere retorned in the chauncery and other newly made. And that in the ſayde commyſſions be compryſed all the matter and maner of theyr takynges and byenges. And that the ſame commyſſions be made vpon the ende of the ſayd parlyament, and than all the other commiſſions of puruеyours heretofore made be holly repealed. And that no man be bounde to obey to the byars of other lordes agaynſt theyr gree and wyll, nor to the byars of the ſayde houſes, oneles they make redy payment in hande as before is ſayde. And that no man be put in contempt by cauſe of diſobedience made in this behalfe. And that the takynges of all maner of corne and malte for the ſayd two houſes be meaſured by meaſure accordynge to the ſtandarde ſtryked and not by hepe. And for the carryages of the ſayd corne and malte, and for all maner of takynges and byenges to be made for the ſayd. ii. houſes, redy payment be made in hand in the ſame maner as for ỳ takinges and byenges aforeſaid. And that there be no more cariage taken than nedeth and ſhalbe neceſſary in this behalfe. And if any byar after the new commiſſions made, make any takynges or byeng, or takyng of cariage in other maner than is compriſed in their ſayde commiſſions, he ſhal haue puniſhement of life and of membre, as in other ſtatutes is ordeyned of puruеyours.

Commiſſion

Corne.

Cariage.

Cap. iii. Byars of vytayls. Takers of cariage.

Item that no byars of vytayls, nor takers of cariages, take nor receyue of any, one or other, any thyng for ſparyng to be made, nor ſhall not charge nor greue any man by occaſion of ſuche takynges, byenges, and cariages for hatred, euyll wyll prouokynge, and if he do, and be therof atteynted, at the ſuyte of the partie, he ſhall yelde to the partie his treble damage, and ſhall haue impriſonement of two yeres, and alſo be raunſomed at the kynges wyll, and after forſwère the courte. And yf the partye wyll not ſue, he that wyl ſue for the kyng ſhal haue the thirde peny of that that ſhalbe recouered for his labour. And neuertheles the byar and taker ſhall haue the peyne as before is ſayd in the ſame artycle. And that euery byar for his accompt ſhal declare and deuyde ſeuerally all the takinges and byenges of euery county, towne, billage, and perſon.

Takynges.

Cap iiii. Byars of vitayls. Takers of cariage. Commyſſion

Item to refrayne the malyce of byars of vitayls and takers of cariages, commiſſions ſhall be made to two good men and lawfull of euery county, and the thirde ſhall be of the kynges houſe, named in the ſame commyſſions, ſo that if any of the thre come not, that the two ſhall procede to enquyre of the behauour and actes of the ſayde byars and takers. And howe moche the ſame byars haue taken and bought, and howe moche cariage the ſayd takers haue taken ſeuerally of euery towne or ſyngular perſons.

And

And to here and determyne the contemptes, outrages, and treſpalles, done in this behalf, aſwell at the kynges ſuite as at the ſuyte of euery man that wyll complayne of them. And for information to be made to the ſayde iuſtyces of the thynges aforeſayde the ſtewardes, treaſorer and countroller of euery of the ſayde two howſes, ſhall aſſemble and call before them all the clerkes and other officers what ſo euer they be, of euery office of the ſayde two howſes, and ſhall ſee the receiptes of the percels prouyded in the countrey and diſpended in the ſayde two howſes. And at euery quarter or halfe yere they ſhall certifie in the chauncery, the percels taken in euery towne, and of euery perſon, and the chauncellar ſhal ſend this certyficatiō to the iuſtyces, whiche ſhalbe ſo aſſigned. And if it be founde in the countrey by euidence of their indentures or in other maner, that they haue taken more than they haue deliuered in to the ſayde two howſes, and that they haue not payed for that that they haue taken, at the ſuyte of the partie, or at the kinges ſuite, he ſhal haue peyne of lyfe and of membre, as afore is ſayd. And that this ordynaunce extende and holde place aſwell againſt the purueyours for the greate horſes of the ſayde two houſes, as againſt the byars and takers before named.

Oyer et terminer.

Chauncery. Certificat.

Horſes.

¶ Item that no man of the ſayde two howſes, holde more of the ſayde horſes in the lyuerie, where theſe howſes ſhall be, than is ordeyned by a ſtatute of the kynges houſe. And if any do otherwiſe, if the horſes founde ouer the numbre lymitte to him by the ſtatute, it ſhalbe done as the ſaid ſtatute wyll. And that no man of ſuch houſes, of what eſtate or condition that he be, haue purueyour or forgoer, to make any purueyaunce or takynge for any man of the ſayd. ii. houſes, but that they or their people bye that that them nedeth, of them that will ſell the ſame of their good agrement and pay redyly in hand, accordyng as they may agre with the ſellars: and if they do otherwiſe, ſuch puniſhement ſhalbe made vpon them, as afore is ſaid of the byars. And that hunters, fawconers, ſeriеauntes at armes, and al other, whi the be at wages, or perteynyng to the ſaid. ii. houſes, ſhal haue the ſame penaunce, if they come againſt the ſame.

Cap. v.

Horſes.

Purueiour. Forgoer.

Hunters. Fawconers. Seriantes at armes.

¶ Item that no lorde of Englande, nor none other of the ſayd realme, of what eſtate or condition that he be, excepte the kynge and the queene, ſhall make any takynge by hym or any of his ſeruauntes, in any maner, of any vytayles, but ſhall bye the ſame that them nedeth of ſuche as wyll ſell the ſame of their good gree, and for the ſame ſhall make redy payment in hand accordynge as they may agree with the ſellar. And if the people of lordes, or of other, do in other maner, and therof be atteinted, it ſhalbe done of them ſuch puniſhment of life and of membre, as is ordeyned of the byars.

Cap. vi.

Takynge. Lordes.

¶ Item though it be ordeyned by the ſtatute of the ſtaple, that the mayres and conſtables of the ſayd ſtaples ſhall haue iuriſdiction and conyſaunce within the townes, where the ſtaples be, of the people and of all maner of thynges touchynge the ſtaple, and of felonyes, mayhems and treſpas done within the ſtaple: It is accorded and aſſented, that the ſayd mayres and conſtables ſhal haue conyſaunce onely of dettes couenauntes, and contractes,

Cap. vii.

Staple. Mayre del ſtaple.

and

and all other pleas touchynge marchaundyſe and ſurety of marchaundyſe betwixt marchauntes, whiche be marchauntes knowen, and proceſſe of felonies, and of all other pleas, aſwel within the ſtaple as without ſhalbe at ỹ commen law as they were before the making of the ſtaple, and not withſtandynge the ſayde ſtatute. Sauynge alwayes, that the marchauntes alyens (be they pleyntyfes or defendauntes) may ſue theyr pleyntes and quarels aſwell of treſpas as of other what they wyll, before the mayre of the ſtaple by the lawe of the ſtaple, or els where at the common lawe, as is conteyned in the ſayde ſtatute of the ſtaple. And that the kynge and all other lordes within theyr ſeignories, haue and enioye theyr fraunchyſes iuriſdictions and pryuyleges, as they had before the ſame ſtatute made, ſo alwayes that the mayre of the ſtaple haue power to take recogniſaunces of dettes of euery perſon (be he marchant or other) in the ſame maner as is conteined in the ſame ſtatute of the ſtaple.

Recogniſãce

Ca. viii. Prieſtes ſaſ tarye.

¶ Item the kynge, at the prayer of the comens, ſhewynge to hym by peticion, howe that prieſtes be become very ſkante after the peſtylence, to the greate greuaunce and oppreſſion of the people, hathe ſpoken to the archebyſſhop of Canterbury and the other byſſhops, beyng in the parlyament, to ſet therupon a conuenable remedy, which archebiſſhoppe and biſſhoppes at the motion of the kyng and of the great men ſaid in the ſame parliament ỹ they haue therupon ordeyned in certen, that is to ſay, that the peyne of paryſſhe prieſtes by any maner colour receyuynge aboue. vi. markes, and other yerely ſyngyng, and not entendynge the cure of ſoules, takyng aboue x. markes, without the biſſhops diſpenſation and ſuſpention of their office if they within the moneth make not reſtitution to the vſe of the churche, in whiche they ſynge, of that that they haue aboue receyued. And the peyne of people of holy churche, gyuyng aboue. vi. markes or. x. to paryſſhe prieſtes, or other yerely ſyngynge as afore is ſayd, is to paye the double of that that they do exceſſyuely pay, to be conuerted to the vſe of almes at the arbitrement of the dyoceſan of the place. And all maner prieſtes, entendynge theyr proper ſeruyce, as yerely ſyngynge, ſhall ſerue the paryſſhes, and be attendynge to the cure of ſoules, as he by the ordynaries of the place, or by them to whom he attendeth, ſhalbe requyred, vpon peyne of ſuſpention of theyr office, whiche they ſhall incurre vpon the dede, if they within the. xx. dayes after that they ſhall be requyred, be not obedyent to ſuche requeſte. And that no prieſte paſſynge from one dioceyſe to an other, ſhalbe receyued there to ſynge diuyne ſeruyce, oneles he ſhewe to the dioceſan of the place letters commendatory of the byſſhop, in whoſe dioceyſe he laſt before dwelled. Wherfore the kynge by the aſſent of the greate men and commens hath ordeyned, that if any ſeculer man of the realme pay any more than. x. markes to any prieſte yerely in money or in other thynges to the valour, or if he pay to ſuche prieſte, retayned to abyde at his table, aboue. xl. markes for his gowne and his other neceſſaryes (his table accompted to xl. s.) and ther of be attaynted, he ſhall paye to the kynge fully as moche as he payed to the ſayde prieſte.

Item

¶ Item if any man that feleth hym selfe greued contrary to any of the articles above written, or other conteyned in dyuers statutes, come in to the chaunsery, or any for hym, and therof make his complaynt, he shall mayntenaunce there haue remedy by force of the sayd articles and statutes without els where purchasynge to haue remedy. Cap. ix. Chauncery.

¶ Item for maynteynaunce of the said articles and statutes, and redresse of dyuers mischiefes and greuaunces, which dayly happeneth, a parlyament shalbe holden euery yere, as all other tyme was ordeined by a statute. Cap. x. Parliament.

¶ Item the kynge by the assent aforesayd, hauyng regarde to the graunte that the comons haue graunted nowe in this parlyament of wolles, lether and wolfelles to be taken for thre yere: wyll and graunt, that after the said terme passed, nothynge be taken nor demaunded of the sayd commens, but onely the auncyent custome of halfe a marke, nor that this graunte nowe made, or whiche hath ben made in tymes past, shall not be had in example nor charge of the sayd commens in tyme to come. And that the marchaunt denyzens may passe with theyr wolles as well as the forayns, without being restrayned. And that no subsydie, nor other charge, be sette nor graunted vpon the wolles by the marchantes, nor by none other from henseforth, without the assent of the parlyament. Cap. xi. Wolles. Parliament.

¶ Item that in the commyssyons of iustices of the peace, and of laborers, expresse mencion be made, that the same iustyces make theyr sessions. iii. tymes by the yere, that is to say, one sessyon within the bias of the Epiphanye, the seconde within the seconde weeke of lente, the thyrde betwyxte the festes of Pentheeost and of saynt John Baptist, the. iiii. within the. viii. dayes of saynt Mychell. Cap. xii. Iustices of peace. Sessyons.

¶ Item for the greuous complaynt that the kynge hath nowe herd of his people vpon his eschetours and of theyr euyll behauour: he wyll and hath ordeyned of the assent aforesaid, that landes seased into his handes bycause of warde shall be lawfully kepte without waste or distruction. And that the eschetour haue no fee of wood, fyshe nor of venyson nor other thynge, but shall answere to the kynge of the issues and profyttes yerely commynge of the sayde landes without doynge waste or distruction, and if he do otherwyse and therof be attaynted he shalbe raunsomed at the kynges wyll and yelde to the heyre the treble damages at his owne suyte aswell within age as of full age, and his frendes as longe as he is within age shall haue the suyte for hym answeryng to the sayd heyre of that that shalbe so recouered. Also of other landes seased in to the kynges handes by enquest of office taken before the eschetours this ordynaunce and penaunce shall holde place agaynst the eschetours. And if there be any man that wyll put, chalenge, or clayme to the landes so seased, that the eschetour send thenquest in to the chauncery within the moneth after the landes so seased. And that a wrytte be delyuered to hym to certyfy the cause of his seysyn in to the chauncerye, and there he shalbe herde without delaye to trauers the office or otherwyse shewe his right, and from thens sent before the kynge to make a fynal discussyon without attendynge other commaundement. And that in case that Cap xiii. Escheatours. Heyre. Chauncery. Trauers.

any

Chaunceller

any come before the chaunceller and shewe his right, by whiche shewynge by good euydences of his auncyent right and good title, the chaunceller by his good discretion and aduyse of counceil (if it seme expedyent to hym to haue counseyle) shall lette and delyuer the landes so in debate to the tenaunt, peldynge therof to the kynge the halour, if it pertayne to the kynge in the maner as he and the other chaunceliers before hym haue done in times past of theyr good discretion, so that he fynde surety, that he shal do no wast nor distruction, tyll it be iudged. And that the sayde eschetours take suche

Enquestes.

enquestes in the good townes and of good people, and that openly and by indentures to be made betwyxt the said eschetours and them of the enquest, as an other tyme was ordeyned by a statute. And if any eschetour do to the contrary of this sayd ordynaunce, he shall haue two peres imprysonement, and moreouer to be raunsomed at the kynges wyll.

Ca. xiiii.

¶ Item bycause that the intent of the lordes and commens is declared in this present parlyament, that the compynalties of euery towne of the realme shal haue the fynes and amercyamentes, and all other profittes of al maner artificers, seruauntes, and other laborers, and that the same be payed to the collectours of the triennall quinzyn, an other time graunted to the king for the space of .iii. peres, in auauntage of the cōmens, in discharg of ỹ quinzyn: It is ordeyned in his parliament, that all the money of fynes and amercyamentes of profittes, aswel such as be leuyed, as which be to be leuyed due of the said .iii. peres, shall be leuyed to the vse of the commens, and distributed betwixt them, not withstandyng the wordes in an other statute, which be cōtrary to this declaration and ordinaunce. And that the collectours of ỹ said money, shal not be bounden to yeld therof accompt at the escheker, but that the iustices of peace in euery countie haue power to here their accompt, and compel them to make full distribution.

Fynes. Amercyamentes.

Cap. xv.

¶ Item bycause it is often shewed to the king by the prelates, erles, dukes, barons and all the compynaltie, of the great mischieues, whiche haue happened to dyuers of the realme, of that that the lawes, customes, and statutes be not comonly holden and kepte in the same realme, bycause that they be pleded, shewed and iudged in the frenche tungue, whiche is moche vnknowen in the sayd realme, so that the people, whiche impleadeth or be impleded in the kinges court, and the courtes of other, haue no knowledge nor vnderstandynge of that that is sayd for them or agaynste them by their serteauntes and other pledours, and that reasonably the sayd lawes and customes the rather shalbe perceyued and knowen and better vnderstande in the tungue vsed in the sayd realme, and by so moche euery man of the sayde realme may the better gouerne hym selfe without offendynge the lawe, and the better kepe, saue, and defende his heryttage and possessions, and in dyuers regyons and countreys, where the kynge the nobles and other of the sayd realme haue ben, good gouernaunce and full ryght is done to euery person, bicause that their lawes and customs be lerned & vsed in the tungue of the countrey: The kinge delyryng the good gouernaunce and tranquillytie of his people, and to put out and eschewe the harmes and mischieues,

Pleadyng in the englysshe tongue.

whiche

whiche do or maye happen in this behalfe, by the occasions aforesayd, hath ordeyned and stablyshed, by the assent aforsayd, that al plees, which be to be pleded in anye of his courtes before any of his iustices, or in his other places, or before any of his other ministers, or in the courtes and places of any other lordes within the realme, shalbe pleded, shewed, and defended, answered, debated and iudged, in the englishe tongue, and that they be entred and enrolled in latyn. And that the lawes and customes of the same realm, termes and processes be holden & kepte, as they be and haue ben before this tyme, and that by the auncyent termes and fourmes of the declaracyons, no man be preiudiced, so that the matter of the action be fully shewed in the demonstration and in the writte. And it is accorded by the assente aforesayde that this ordinaunce and statutes of pledynge, begynne and holde place at the .xb. of sayncte Hyllary next commynge.

¶ The pardon made in the same parlyament.

EDVVARDE by the grace of god. &c. to all that .&c. gretynge. knowe ye that we haue receyued the petycyon delyuered to vs by the comens of our realme in this presente parlyament in the fourme as followeth.

¶ To their most redoubted soueraygne lorde the kyng prayen the said comens, that where as they haue prayed hym to be discharged of al maner of articles of the Eyer, except plees of land of Quo waranto, treasõs roberyes & al other felonies, for the which a man shall beare peyne of lyfe & membre, which peticion semeth to his counsel to be preiuditial to him, and in diserson of his crowne, if it were so generally graũted: his said comens not willyng nor desiryng to demaund thinges of hym, which shuld fall in diserson of hym or of his crowne ppetually, as of eschetes of land or of tenemẽtes by any cause, wardes, mariages, fees & aduowsons, seruanties, rentes, seruices, seignories, landes amortised without lycence, nor fynes for trespas of purchasyng of lãdes holden of him as of his crowne, & aliened without licence nor of fines offred in certen and not refused before any of his iustices, for purpestures made vpon him aswel in landes as in waters, fraunchises accroched, treasor founde, dettes and accomptes due to hym after the pardon made to his sayd comens by statutes late made, nor other articles what soo euer they be, whiche shulde falle in disheryson of hym or of his crowne perpetually, butte of trespas, mesprision, negligences, or ignorauntes, or any other thynges done, fallen or happened before this present parlyament, & of all articles of the Eyer, wherof ỹ punishemẽt shal lye in fyne or in raũsom or other pecuniar peynes, imprisonemẽtes, amerciamẽtes of ỹ comons or of townes, or of any syngulet persons, aswell the kynges ministers as other at the kynges suyte, escapes of felons, catayls of felons and fugitiues fallen sythe the laste parlyament made to his commons of them and not leueyed nor iudged, or in charge of the freeholde of them ỹ neuer trespassed, as heyres or land tenauntes, of corroners, shyrffes, eschetours, aswell the kynges ministers as other, and all other people. Sauynge to the kynge

pardon.

the dettes and accomptes due to hym nowe at this present, of these thynges
before named, that it may please his excellent hyghnes, haupnge regarde
to the greate charges, trauayls and mischieues, which his poore commens
haue in his tyme, and to whiche charge he hath now required them of those
thynges before named, to do pardon generally to his said commens tyl this
present parlyament, so that all the thynges and articles afore named for
any maner thynge done in tyme paste nothynge be required, nor none of
the people, kynges minister nor other, of what condition that he be, be put
to answere, impeched, molested, nor greued by any maner colour, ymagina-
tion, or interrupption, but all maner of trespas, mispritions, negligences
or ignorauntes, and all other thynges before-named be repealed and holly
pardoned. Sauynge alwayes the suyte of the partyes, whiche wyll them
complepne. And that people atteynted at the suyte of the partyes haue im-
prysonement, in case where it is gyuen by the lawe, not withstandynge the
pardon of fynes and raunsomes as afore is sayde. And where as the com-
Charter. mens haue an other tyme required, and yet they pray, that the great charter,
and the charter of the forest, and all other statutes before this tyme made be
fermely kept and holden in all poyntes of all thynges, whiche be to fall, or
whiche shall happen hereafter, aswell for the kynges profyt, as for the quy-
Eyer. etnes of his people. And that all the articles of the eyer be sente to the iu-
stices of peace in euery county, to publysche & notyfie them to the commens,
to the intent that they may haue knowlege of the saide articles, so that they
may the better gouerne and beare them, and eschewe the perils and punish-
ment of the sayde artycles, that than at what tyme it shall please their
sayd redoubted lorde, that they shal make his sessions and enquiries, accor-
dynge as shall seme to hym and his counsell that beste is to be done for the
profytte of him and of his people. And the intent of his sayde commens is
not by the same pardon that the kyng shall not do to be inquyred of the gre-
Puruieours. uaunces and oppressions done to the people by his puruepours, or the pur-
uepours of other before this tyme, wherof great clamour hath ben made
in this present parlyament. And that it may please his gratious hyghnes,
to make charters of the same pardons, contepnyng the sayd pardons, to all
the countyes of Englande, and to all seuerall parsons that wyll demaunde
the same, to pursue without fyne or fee payenge for the seale. And that the
fourme of the same charters be made before the departynge of the lordes
from the parlyament. And that the said forme be shewed to our souerapgne
lorde the kyng and to his counsell, and to the other lordes. We considerynge
the great charges: whiche our sayd commens haue sustetned, and the great
good that they haue done to vs oftentymes, of our specyall grace and by
the assent of the prelates, dukes, erles, and barons, and the commens beyng
in the sayde parlyament haue graunted to our sayd commens for all tymes
past a full pardon accordynge to the fourme of theyr sayde petition. Sa-
uynge alwayes to vs and to our heyres, our ryghte in tyme to come in the
maner as we haue before this tyme graunted and pardoned. And we wyll
and graunt, that by vs and our heyres, our iustyces, nor none other of our

mint-

ministers, no man be impeched nor put to answere, nor processe made of any poynte conteyned in our sayde pardon. In wytnes wherof to thes our letters patentes we haue set our seale, gyuen at Westmynster the. xiii. day of Octobre the. xxxvi. yere of our reigne.

There begynneth the statute made at westmynster the. xxxvii. yere of kynge Edwarde the thyrde.

KYnge Edwarde, at his parliament holden at westminster the fryday in the vtas of saint Mychel, the. xxxvii. yere of his reigne, at the requeste of the commons, and of the assent of the prelates, dukes, erles, barons, and other great men there assembled, hath ordeyned the thynges underwrytten in the fourme as foloweth.

FYrst that the great charter, and the charter of the forest, and the statutes and ordynaunces made in tymes past, and specyally the statutes made at the last parlyament be holden and kept and duely executed accordynge to the fourme and effecte of them. Cap. i. Charter.

Item for the great mischeues which often haue happened, and dayly do come, of that ỹ eschetours, shirifes, and other the kynges ministers do seyse the landes, goodes, and catals of many, surmysyng that they be outlawed, where they be not outlawed, bycause that they beare suche names as those whiche be outlawed, for defaute of good declaration of the surname: It is ordeyned, that if any complayne him in suche case, he shall haue a writte of Idemptitate nominis, in the maner as hath ben vsed in the tymes past. And if any mans landes, goodes, or catals be seased in such case by eschetour, shirife, or other minister, he shall synde surety before the minister, whiche hath the warant to seyse, to answere to the kynge of the valour of suche landes, goodes, and catals, in case that he may not discharge him, without takyng any thyng of the party. And if such minister do not the same, & therof be attaynted, the party shal haue the sute agenst such minister, & recouer his double damages, & neuertheles he shalbe greuously amerced towardes ỹ kyng. Cap. ii. Idemptitate nominis. Eschetour. Shirefe.

Item for the great derth that is in many places of the realme, of pultry, it is ordeyned, that the pryce of a yonge capon shall not passe. iii. d. and of an olde. iiii. d. of an henne. ii. d. of a pullet. i. d. of a goos. iiii. d. and in places where the pryces of suche vytayls be lesse, they shall holde, without deynge enhaunced by this ordynaunce. And that in the townes and markettes of Vplande they shalbe solde at a lesse pryce, accordynge as maye be agreed betwirte the sellar and the byar. And iustyces shall be therevppon assygned by commission to put the thynge duely in execution. Cap. iii. Pultry.

Item bycause that many people acquyte by iudgement in the eschequer in one place, be greatly greued and endamaged in other offyces and places of the sayde eschekers of the same thynges, wherof they be so acquyte, to the great mischyefe of the people: It is ordeyned, that one clerke of the remembraunce be tyed to syt agaynst the clerke of the pype to se the discharges made in the pype, and to imbreuiate the same in the remembraunce, to Cap. iiii. Clerke of the remembrance, and clerke of the pype.

ceale all maner of proceſſe thereupon made. And alſo that the ſimmons of the pyepoudre without awen accordynge as the parties by proceſſe be diſhatged: And in whom ſo euer any default be willyngly founde, the treaſorer by the kynges commaundement ſhall duely punyſſhe the ſame.

Treaſorer del eſcheker.

Cap. v. Marchantes grocers.

Item for the greatte myſchiefes, whiche haue happened aſwell to the kyng as to the great men and commens of that that the marchantes called grocers, do ingroſſe all maner of marchaundyſes vendible: and ſodaynly do enhaunce the pryce of ſuch marchaundyſe within the realme, puttyng to ſale by couyn and ordynaunce made bet wixt them called the fraternytie and gylde of marchauntes, the marchaundyſes, whiche be moſte deere, and kept in ſtore the other, tyll the tyme that derth or ſcarcytie be of the ſame: hath ordyned, that no engliſh marchaunt ſhal vſend ware nor marchaundyſe by hym nor by other, nor by no maner of couyn, but onely one, whiche he ſhall chooſe betwyxt this and the feaſte of Candelmas nexte commynge. And ſuche as haue other wares or marchaundyſes in theyr handes, than thoſe that they haue choſen, may ſet them to ſale before the feaſte of the Natiuytie of ſaynte John nexte enſuynge. And if any do to the contrarye of this ordynaunce in any poynt, and be therof attaynted in the maner as here after ſoloweth, he ſhall forfeyt agaynſt the kynge the marchaundyſe, which he hath ſo vſed agaynſt this ordynaunce: And moreouer ſhall make a fyne to the kynge accordynge to the quantytie of the treſpas. And howe this ordynaunce ſhalbe put in execution, it is ordeyned, that good people and lawful of euery marchandiſe ſhalbe choſen a ſwome, to ſurney that this ordynaunce be holden and executed, that is to ſaye, two marchantes in euery marchaundyſe in euery towne and burghe, and two marchauntes of euery coutie, and redreſſe the defautes, and of that that they may not redreſſe, they ſhal certyfy the thaunceler and the kynges counſell. And commiſſions ſhall be made to certeine people, to whom and whan it ſhal pleaſe the kyng to aſſygne, to enquyre in cyties, burghes, and countyes where nede ſhalbe, aſwell of treſpaſſours in this behalfe, as of ſurueyours, in caſe that they be negligente, or of couyn with the treſpaſſours, by the othe of. vi. men ſwome: and moreouer to make proteſte for to here and determyne dayly, and to punyſſhe the treſpaſſours and ſurueyours, that is to ſay, the treſpaſſours accordynge as is aboue ordeyned, and the ſurueiours accordyng to the diſcretion of the iuſtyces, and that by the iury of. xii. in caſe they wyll put them ſelf vpon the countrey of their acculement. And who ſo euer wyll ſue for the kyng in ſuch caſe, ſhalbe therto receyued, and ſhal haue the fourth peny of the forfeyture of him that ſo ſhalbe attaynted at his ſuite.

Commiſſion.

Surueyours

Cap vi. Artifycers. Handy craft.

Item it is ordeyned, that artificers handycrafte people, ſhall holde them euery one to one miſterie, whiche he wyll chooſe betwyxt this and the ſayde feaſte of Candelmas. And. ii. of euerey crafte ſhalbe choſen to ſurney, that none vſe other craft than the ſame whiche he hath choſen, and that iuſtyces be aſſigned to enquyre by proceſſe, to here and determyne in this artycle, as is ordeyned in the article before ſayde, ſaupnge that the treſpaſſours in this artycle ſhalbe punyſſhed by impriſonement of halfe a yere, and more-

ouer

ouer to make fyne and raunsome accordynge to the quantitie of the tref-
pas. And the surueyours by the discretion of the iustyces, as before. But
the intent of the kynge and of his counsell is, that women, that is to saye,
bruers, bakers, carders, and spynners, and workers aswell of wolle as of
lynen cloth and of sylke, brawdesters and brekers of wolle, and all other
that do vse and worke handywarkes, may freely vse and worke as they haue
done before this tyme, without any impechement, or beynge restreyned by
this ordeynaunce.

Cap. vii. Goldsmythes. Sterlyng.

¶ Item it is ordeyned, that goldsmythes aswell in London as els where
within the realme, shall make all maner of vessell and other worke of syl-
uer well and lawfully of the allay of good sterlynge. And euery mayster
goldsmyth shall haue a marke by hym self, and the same marke shalbe kno-
wen by them whiche shall be assigned by the kynge to surueye theyr worke
and allay. And that the sayd goldsmythes sette not theyr marke vpon theyr
workes, tyll the sayd surueyours haue made theyr assay, as shalbe ordeyned
by the kyng and his counsell, and after the assay made, the surueyours shal
sette theyr marke, and afterwarde the goldsmyth his marke, for whiche he
wyll aunswere. And that no goldsmyth take for vessell white and full for
the weyght of a pounde, that is to saye, of the price of. ii. marks of Pa-
rys weyght, but. xviii. d. as they do at Parys. And that no goldsmythe
makynge white vessell, shall medle with gyldinge, nor they that do gylde,
shall not medle to make white vessell. And they whiche shalbe so assygned
in euery towne, shall make theyr serches as oftentymes as shalbe ordeyned.
And for that that shal be in the defaut of the goldsmythes, they shal incurre
the peyne of forfeyture to the kynge the valoure of the metall, whiche shall
be founde in defaute.

Marke. Surueyours Assay.

White vessel.

Ca. viii. Seruauntes fare and apparell.

¶ Item for the outragyous and excessyue apparayle of dyuers people,
agaynst theyr estate and degre, to the great destruction and impouerysshe-
ment of all the lande: It is ordeyned, that gromes aswell seruauntes of lor-
des as they of mysteries and artificers, shall be serued to eate and drynke
ones a day of flesshe or of fysshe, and the remenaunt of other bytayls, as of
mylke, butter, and chese, and other suche bytayls, according to theyr estate.
And that they haue clothes for theyr vesture or hosynge, whereof the hole
cloth shall not exceede. ii. marks, and that they weare no clothe of hyghen
pryce, of theyr byenge nor otherwyse, nor no bryngs of golde nor of syluer
embrowdered, aymeled, nor of sylke, nor nothynge pertaynynge to the sayde
thynges. And theyr wyues, doughters, and chyldren of the same condy-
cyon in theyr clothynge and apparayle, and they shall weare no bayles pas-
synge. xii. d. a bayle.

Cap. ix. Handy crafts mens apparell.

¶ Item that people of handycrafte, and women, shall not take nor weare
cloth of an higher price for theyr vesture or holsing than within. xl. s. the hole
clothe by waye of byenge nor otherwyse, nor stone, nor clothe of sylke nor
of syluer, nor gyrdle, knyfe, button, ryng, garter, nor wede, tyhan, cheyns,
nor no suche other thynges of golde nor of syluer, nor no maner of appa-
rayle embrowdered, aymeled, nor of sylke by no waye. And that theyr

wyues, doughters and chyldren be of the same condition in theyr vesture and apparayle. And that they weare no vayle of sylke, but onely of yarne made within the realme, nor no manes of furre, nor of budge, but onely lambe, conye, catte, and fore.

Cap. x. Esquyers & gentylmens apparayle.

¶ Item that esquiers and al maner gentilmen, vnder the estate of a knight whiche haue no land nor rent to the valour of an hundred poundes by yere, shall not take nor weare cloth for theyr clothynge or hosynge, of an hyghet pryce than within the pryce of. iiii. markes and an halfe the hole clothe by waye of byenge nor other wyse, and that they weare no clothe of golde nor of sylke nor syluer, nor no maner clothynge embrowdered, rynge, buttons, nor o'che of golde, ryban, gyrdle, nor none other apparayle, nor harneys, of golde nor of syluer, nor nothynge of stone, nor no maner of furre, and that theyr wyues, doughters and chyldren be of the same condytion, as to theyr vesture and apparayle, without any turnynge vp or purfle. And that they weare no maner of apparayle of golde or syluer, nor of stone, but that esquyers, whiche haue landes or rent to the valour of ii. C. marckes by yere and aboue, may take and weare clothes of the pryce of. b. marckes the hole cloth, and cloth of silke and of siluer, ryban, gyrdle, and other apparayle reasonably garnysshed of syluer. And that theyr wyues, doughters, and chyldren may weare furre turned vp of mynener, without ermyns or lernse, or any maner of stone but for theyr heddes.

Cap. xi. Cytesins apparayle, hauyng goodes to the value of. D. li.

¶ Item that marchantes cytyzens & burgeses, artificers, people of handy craft aswel within the city of Londō as els where, which haue clerly goodes and catals to the valour of. b. C. pounde, and their wyues & children, may take and weare in the maner as the esquyers & gentylmen, which haue land or rent to ỳ valour of. C. li. by yere. And that the same marchantes cytyzens and burgeses, which haue clerely goodes and catals to the valour of. M. li. and their wines and chyldren, may take and weare in the maner as esquyres and gentylmen, which haue land & rent to the valour of. ii. C. li. by yere. And ỳo grome, yoman nor seruant of marcham artificer, or people of hādycraft shal not were otherwise i apparayl thā is aboue ordeined of pome of lordes.

Cap. xii. Knyghtes apparayle.

¶ Item that knightes, which haue land or rent within the valour of. ii. C. li. shall take and weare cloth of. vi. markes the hole cloth for theyr vesture, and of none hyghet pryce. And that they weare not clothe of golde, nor clothes, mantell, nor gowne furred with mynuer nor of ermyns, nor no apparayle embrowdered of stone nor otherwyse, and that theyr wyues, doughters, and chyldren be of the same condition. And that they weare no turnynge vp of ermyns, nor of lernses, nor no maner of apparayle of stone, but onely for theyr heddes. But that all knyghtes and ladyes, whiche haue lande or rent ouer the valour of. iiii. C. marke by yere, to the summe of. M. li. shall weare at theyr pleasure, except ermyns and lernses, and apparayle of perle and stone but onely for their heddes.

Ca. xiii. Clerkes.

¶ Item that clerkes, which haue degree in any churche cathedral, collegial, or scholes, or clerke of the kyng, that hath suche estate that requyred furre, shall do and vse accordynge to the constitution of the same. And all other clerkes

clerkes, whiche haue. ii. C. markes of lande by yere, shall weare and do as knyghtes of the same rent. And other clerkes within the same rent, shall weare as the esquyers of. C. li. of rent. And that all those, aswell knyghtes as clerkes, whiche by this ordynaunce may weare furre in the wynter, in the same maner shall weare lyynge in the somer.

Ca. xiiii. Carters, ploughmen &c.

¶ Item that carters, ploughmen, dryuers of the plough, oreherdes, nowtherdes, shepherdes, deyars and all other kepars of beastes, thresshers of corne, and all maner of people of the estate of a grome, attendynge to husbondry, and all other people, that hath not. xl. s. of goodes, nor of cattals shall not take nor weare no maner of clothe but blanket and russet wolle of xii. pence, and shall weare the gyrdels of lynen accordyng to their estate, and that they come to eate and drynke in the maner as pertenyneth to them, and not excessiuely. And it is ordeyned, that if any weare or do contrary to any of the poyntes aforesaid, that he shal forfeyt against the king al ỹ apparaile that he hath so worne against the fourme of this ordynaunce.

Cap. xv. Clothe makers. Drapers.

¶ Item to the intent that this ordynaunce, for the takynge and wearynge of clothes be maynteined and kept in all poyntes without blemisshe, it is ordeined, that all the makers of clothes within the realme, aswel men as women, shal confirme them to make their clothes accordyng to the price limyte by this ordinaunce. And that all the drapers shal bye & purvey their sortes accordyng to the same price. So that so grete plenty of such clothes be made and set to sale in euery city, burgh and marchant towne and els where within the realm, ỹ for defaut of such clothes the said ordynaunce be in no poynt broken. And to that shal the said clothmakers and drapers be cõstrained by any maner way that best shal seme to the king and his counsel. And this ordynaunce of newe apparayle shal begyn at Candelmas next comynge.

Ca. xvi. Wynes.

¶ Item it is ordeined, that the statute made of wynes the sayd. xxvii. yere be holden and kept in all poyntes, except the punishment of landes and tenementes and of lyfe and member, whiche punishement is repealed in this present parliament, aswel of tyme past as of tyme to come. Moreouer it is ordeyned, that euery yere it shalbe sent to the maire and constable of Burdeaux, to Rochell, and to all other townes & portes in Gascoyne and els where whith be of the ligeaunce of our soueraine lord the kyng, out of whiche the wynes come into England, to be certified of the price of the wines and in other costes, and of the couchours englisshe agaynst the forme of the statute. And by this certification of the couchers against the statute they shalbe put to answere, if the body be sent as is conteined in the statute. And if he denye the certification, it shalbe tryed by marchantes, dyuers those parties and other people, whith best haue therof knowlege. And if the body be not sent, ỹ certification shalbe sent in to the kynges benche, or before other iustices, accordyng as shall nede. And there procesle be made by Capias and exegend, or tried by mise, as afore is sayd.

Ca. xvii. Of villenage.

¶ Item it is ordeyned, that no writ be abated by exception of knowledge of villenage, if the demaundant or pleyntife wyl auarre that he that alleged the exception was frē the day of the writ purchased.

Ca.xvii. Charter. Suggeſtion.

¶Item though that it be conteyned in the great charter, that no man be taken nor impriſoned, nor put out of his freehold, without proceſſe of the law nevertheles diuers people make falſe ſuggeſtion to the kyng him ſelf, aſwel for malyce as otherwyſe, wherof the kyng is often greued, and dyuers of the realme, put in damage, agaynſt the fourme of the ſame charter: wherefore it is ordeined, that all they that make ſuch ſuggeſtions, be ſent with the ſuggeſtions before the chaunceller, treaſorer and his counſell, and that they there fynde ſurety to purſue their ſuggeſtions, and incurre the ſame peyne that the other ſhuld haue had if he were attaynted, in caſe that his ſuggeſtion be founde euyll. And that than proceſſe of the law be made againſt them, without beynge taken or impriſoned agaynſt the fourme of the ſayde charter and other ſtatutes.

Ca.xviii Hawkes. Shyrrffe.

¶Item where as it was an other tyme ordeyned, that euery perſone that fyndeth any falcon, tercelet, laner, and lanneret, or any other hawke that is loſt of his lord, that maintenant he ſhal bring him to the ſhirriffe of the countie. And that the ſhyrriffe make proclamation in all the good townes of the countie, that he hath ſuche an hawke in keppynge. And if the lord which hath loſt hym, or any of his inquyre come to chalenge him, and proue reaſonably, that it is his lordes, lette hym paye for his coſtes and haue the hawke, if none come within, xii. monethes for to chalenge hym, than the ſhyrriffe ſhall haue the hawke, makynge grete to hym that dyd take hym, if he be a ſymple man, and if he be a gentylman of eſtate, to haue the hawke, the ſhyrriffe ſhall redelyuer to hym the hawke, takynge of hym reaſonable coſtes for the tyme that he had hym in his keppynge. And if any man hath taken ſuche hawke, and the ſame concele from the lorde, to whom the hawke is, or from his falconers, or if any take hym awaye from the lorde, and therof be attaynted, he ſhall haue. ii. yeres impriſonement, and yelde to the lorde the pryce of the hawke, ſo conceled or taken awaye, if he haue whereof, and if he haue not, he ſhall the lengar abyde in pryſon: Not withſtandynge this ordynaunce, the offenders doubte but ſtyll to offende in this behalfe. wherfore it is ordeyned, and by ſtatute ſtably eſtabliſſhed in this preſent parlyament, that if any ſtele any hawke, and the ſame carry away, not doyng the ordynaunce aforeſayd, it ſhall be done of hym as of a thefe that ſteleth a horſe or other thynge.

¶Here begynneth the ſtatute made at weſtmynſter the .xxvviii. yere of kynge Edwarde the fyrſt.

Cap. i.

OUr ſouereyne lord the kyng Edwarde, at his parliament holden at weſtm. in the vtas of ſaint hyllarye, the .xxvviii. yere of his reigne, of aſſent of his prelates, dukes, eerles, barons, and cõmens of his realme there aſſembled, hath made and ordeyned the thynges vnderwritten.

FYrſt that the great charter and the charter of the foreſt, and the other ſtatutes made alwel in his tyme as in the tyme of his progenitours, be holden and kept and duely executed in all poyntes.

Item

¶ Item to that that was ordeyned at the last parliament of lynyng and of apparayle, and that no englysshe marchaunt shuld vse but one marchaundyse: It is ordeyned, that all people shalbe as free as they were all tymes before the sayde ordynaunce, and namely as they were in the tyme of the kynges graundfather, and his other good progenitours. And also that all maner of marchauntes, aswell alyens as denysens, maye sell and bye all maner of marchaundyses, and freely cary them out of the realme, payeng the customes and subsydies therof due except that the englysshe marchauntes shall not passe out of the realme with wolles nor wolfelles. And ỹ none cary out of the realme golde nor syluer in plate nor in money, saupnge the bytaylers of fysshe, that fyssheth beatyng & other fysh, and they that bryng fysshe within the realme in small vessels, that medle not of other marchandises, and that accordynde to the arbitrement of the chaunceller.

Cap. ii. Marchauntes

wolles, and wolfelles. Gold, syluer and plate. Fysshers. Chaunceller

¶ Item it is accorded, that all the fines to be taken before any iustices, shal be in the presence of the pledges, and that the pledges knowe the summe of their fyne before they departynge.

Cap. iii. Fynes.

¶ Item where as diuers people be bounde in an other court out of the realme by instrumentes and in other maner: It is accorded that al penal bondes in the thyrde person be voyde and holden for none.

Cap. iiii. Penal Bondes in the. iii. person.

¶ Item where as moche people be greued and attached by theyr bodye in the cytie of London, at the suyte of people of the same cytie, surmysynge to them, that they be dettours, and that vpon theyr bodyes in their papers, where as they haue no dede nor cayle: It is assented, that euery man be receyued to his lawe by people suffycyent of his condycyon agaynste suche papers, and the creanlour shall take suretye by an other waye if he wyll, without puttynge the partye to plede to the enquest, yf he wyll not of his owne gree.

Cap. v. Attachment. London.

¶ Item where as it was an other tyme ordeyned in the statute of the staple, that no englysshe man shulde passe the sea with wolles, lether, nor wolfelles by lyon nor by other, vpon peyne of forfeyture of lyfe and member, landes, tenementes, goodes and catals: It is accorded, that the forfeyture of lyfe and membre shalbe holly out. And that no man be impeched bycause of suche forfeyture of lyfe and membre, aswell of tymes past as of the tyme to come. And the forfeyture of landes and tenementes, goodes and cattals shall stande in theyr force.

Cap vi. Staple. Wolles, lether wolfelles.

¶ Item it is assented, that the staple shalbe in England. And that the statute of the staple made the sayd. xxvii. yere, with the declarations, additions and modifications therof made, be holden and kept, not withstandyng any graunt, licence, or other statute or ordinaunce made afterward.

Cap. vii. Staple.

¶ Item where as the shyppes of diuers people of the realme be arrested and holden forfeyt, bycause of a lytell thynge put in their shyp not customed wherof the lordes of the same shyppes be ignorauntes: It is accorded and assented, that no lorde shall lose his shyp from the. xv. day of February next commynge, forth, for suche a small thynge put within the shyppe not customed without his knowlege.

Ca. viii. Shyppes. Custome.

Item

Cap. ix. Complaynt.

¶Item as to the article made at the laste parlyament, of those that make greuous complaintes to the kyng him self: It is assented, that if he that maketh the complaynt, can not proue his intent agaynst the defendaunt by the processe limyt in the same article, he shall be commaunded to prison, there to abyde tyl he hath made gre to the party of his damages, and of the sclaū der that he hath suffred by such occasion, and after shal make fine and raunsom to the kyng. And the poynt conteyned in the same artycle, that the plaintyfe shal incurre the same peine, which the other shuld haue, if he were atteynted, shalbe out, in case that his suggestion be founde vntrue.

Suggestion.

Cap. x. Wynes.

¶Item as to the marchauntes of wynes, and of those that passe the sea to seche wynes in Gascoyne, for the dyuersitie of opinions of dyuers: It is assented, that the statutes and ordynauntes therupon made shall stande in theyr force.

Cap. xi. Wynes. Gascoynes.

¶Item the kynge wyll of his grace and suffraunce, that all marchauntes denyzens, that be not artificers, shall passe in to Gascoyne to seche wynes there, to the intent that by this generall lycence, greater plentie may come, and greater market may be of wynes within the realme. And that the Gascoynes and other alyens may come in to the realme with theyr wynes and frely sell them without any disturbaunce or impechement. Alwayes saued to the kyng, that it may be lawfull to hym, whan so euer it is aduised to him or his counsell, to ordeyne of this article in the maner as best shall seme to him for the profit of him and his commens.

Cap xii. Iurours.

¶Item as to the article of iurours, in the xxviii. yere, it is assented and ioyned to the same, that if any iurours in assises sworne, and other enquestes to be taken betwene the kynge and party, or party and party, do any thynge take by them or by other, of the party pleintife or defendaūt, to say their verdict, and therof be atteynted by processe conteined in the same article, be it at the suite of the partie that wyl sue for him self, or for the kynge, or any other person, euery of the said iurours shal pay x. tymes asmoch as he hath taken. And he that wil sue, shal haue the one half, and the king the other half. And that al the imbraceours to bring forth or procure such enquestes in the coūtrey, to take gayne or profit, shalbe punished in the same maner and fourme as the iurours. And if the iurour or imbraceour so atteynted, haue not wher of to make gre in the maner aforesaid, he shal haue the imprisonment of one yere. And the intent of the kyng, of great men, and of the cōmens is, that no iustyce nor other mynister shal enquyre of office, vpon any of the poyntes of this article, but only at the suite of the party, or of other, as afore is said.

Imbraceours. Iustices. Office.

¶Here begynneth the statute of prouysours made at Westmynster the xxvi. yere of kynge Edwarde the thyrde.

Onorable loue, peace and concorde betwene holy churche and the realme, and to appease and cease the great hurt and perils, and importable losses and greuaunces, that haue ben done and happened in tymes past, and that shall happen hereafter, if the thynge from henceforth be suffred to passe, bycause of personall

ſonall cytations and other that be paſt before this tyme, and comonly doth paſſe from day to day out of the court of Rome by feyned and falſe ſuggeſtyons and propoſytions, agaynſt all maner of perſons of the realme, bycauſes, whoſe conyſaunce and fynall diſcuſſynge perteyneth to our ſoueraygne lorde the kynge and his royall courte, and alſo of impetratyons and prouyſions of benefyces and offyces of holy churche, perteynynge to the gyfte, preſentatyon, donatyon, and diſpoſition of our ſayde ſoueraygne lorde the kynge, and the other lay patrones of his realme, as of churches, chapels, and other benefyces appropryed to cathedrall churches, abbeyes, pryories, chaunteries, hoſpitals and other poore houſes, and of other dignities offyces and benefyces occupied in the tymes paſt, and preſented by dyuers and notable perſons of the ſayd realme, for whiche cauſes and diſpenſynge therof, the good auncient lawes, vſages, cuſtomes, & fraunchyſes of the ſayd realme haue ben and be greatly appeyred, blemiſſhed, and confounded, the crowne of our ſoueraygne lorde the kynge mynuiſhed, and his perſon falſely defamed, the treaſour and tythes of his realme caryed away, the inhabitauntes and ſubiectes of the realme impoueriſſhed and troubled, the benefices of holy churche waſted and diſtroyed, dyuine ſeruyces, hoſpitalities, almes dede, and workes of charitie withdrawen and let apartt, the comens and ſubiectes of the realme in body and goodes trauayled.

Cytations. Courte of Rome. Proupſions.

Cap. i.

¶ Our ſoueraygne lorde the kyng, at his parlyament holden at weſtmynſter in the vtas of ſaint Hyllary, the .xxi. yere of his reigne, hauynge regard to the quyetnes of his people, which he chiefely delyreth to ſuſteyne in tranquillyty and peace, to gouerne accordynge to the lawes, vſages, and fraunchyſes of his lande, as he is bounde by his othe made at his coronation, folowynge the wayes of his progenitours, which for their tyme made certeyne good ordynaunces and prouyſions agaynſt the ſayd grefaunces and perels: whiche ordynaunces and prouiſyons, and all the other made in his tyme, and eſpecially in the .xxv. and .xxvii. yere of his reigne: Our ſouerayne lorde the kyng, by the aſſent and expreſſe wyll and conſorde of the dukes, erles, barons, and the comens of his realme, and of all other whom theſe thynges toucheth, by good and mere deliberation and auyſement, hath approued accepted and confyrmed: ſauynge the eſtate of the prelates and other lordes of the realme, touchynge the lybertie of their bodyes, ſo that by force of this ſtatute their bodyes be not taken. Joynyng to the ſame hath prouyded and ordeyned, that all they, which haue obteined purchaſed, or purſued ſuch perſonall cytations or other in any tymes paſt, or hereafter ſhal obteyne, purchaſe, or purſue ſuch lyke, againſt him or any of his ſubiectes, and alſo all they that haue obteyned or ſhall obteyne in the ſayd courte, deanryes, archedeaconries, prouoſtyes, and other dignities, offices, chapels, or benefyces of holy churche, perteynynge to the collation, gyfte, preſentation, or diſpoſition of our ſayde ſouerayne lorde the kynge, or of other lay patron of his ſayd realme, and alſo all lyke perſons, obteyners of churches, chapels, offyces or benefyces of holy churche, penſyons or rentes amortyſed and appropryed to churches cathedrall or collegyal, abbeyes,

prpories, chaunteries, hospitals, or other poore houses, before that suche appropriations, amortysementes be voyde and annulled by due processe. also all they whiche haue obteyned in the same courte, dignities, offyces, hospitals and any benefyces of churches, whiche be occupied at this present season by reasonable title by any persons of the sayde realme, if suche impetracyons, be not fully executed, or shall obteyne hereafter lyke benefices, wherby prejudice, damage or impechement hath ben or may be done hereafter to hym or to his sayd subiectes, in persons, heritages, possessions, ryghtes, or any goodes, or to the lawes, vsages, customes, fraunchyses, and lyberties of his sayd realme and of his crowne. also all they mayntenours, counceilers, abbettours and other aydets and sautours wetyngly aswell at the suyte of the kinge as of the partie, or other what so euer he be of the realme, fyndyng pledges and suretie to pursue agaynst them: in this case all the sayde persons defamed and vyolently suspecte of suche impetrations, pursuites, or greuaunces by suspection, shall be arrested and taken by the shyriffes of the places and iustyces in theyr sessyons, deputies, bailiffes and other the kynges ministers, by good and sufficient mainprise, repleuyn, baile, or other suretie (the shortest that maye be) and shalbe presented to the king and his counsell, there to remayne and stande to tyght, to receiue what the law will giue them. And if they be attainted or conuyct of any of the sayd thinges, they shal haue the peine comprysed in the statute made in the.xxv. yere of the reygne of our sayd soueraine lord the king, which begynneth, where as late in the parlyament. &c.

Cap. ii. Attachment. Warnyng.

Item if any person defamed or suspecte of the sayde impetracyons, prosecutyons, or greuaunces, or interprysles, be they out of the realme or with in, and may not be attached nor arrested in theyr proper persons, and do not present them before the kynge or his counsell within two monethes nexte after that they be therupon warned in theyr places (yf they haue any) in any of the kynges courtes, or in the countyes, or before the kynges iustices in theyr sessyons, or otherwyse sufficyently to answere to the kynge and to the partye, to stande and be at the lawe in this case before the kynge and his counsell, shalbe punished by the fourme and maner comprysed in the statute made in the sayd.xxvii. yere of this kynges reygne, whiche begynneth. Our soueraigne lorde the kynge of the assent, &c., and otherwyse as to the kynge and his counsell shall seme to be done, without any grace, pardon, or remission to be made by the kyng, without the wyll and assent of the partie, whiche shall prouue hym to be greued, and without makynge to hym due satisfaction in this case.

Cap. iii.

Item it is accorded that none other subiecte of the sayd realme, keppyng and susteynynge these ordynaunces, shall incurre any forfeyture of lyfe and membre, of landes, of heritage, nor of goodes agaynst the kynge nor none other person, nor lose estate nor fauour bycause of the sayd thynges ordeyned, nor his heyres may not nor nought not to be reproued, defamed, nor impeched by any of the sayd causes at any tyme hereafter. And if any person, of what so euer estate or condition that he be, by any maner, attempte, or do

a thynge agaynſt the ſayd ordynaunces, or any thynge compryſed in them, the ſame perſon ſhalbe brought to anſwere in the maner as afore is ſayde, and if he be therupon attaynted or conuycte, he ſhall be put out of the kynges protection, and punyſhed after the fourme of the ſayde ſtatute made the ſayd. xxvii. yere. Protection.

¶ Item if any perſon maliciouſly or falſly make any purſuite againſt any perſon of the ſayd realme, for cauſe compryſed in theſe preſent ordinaunces, and therof be duely attaynted, ſuche playntyfe ſhall be duely punyſhed at the ordynaunce of the kynge and his counſell, and neuertheleſſe he ſhall make gree and amendes to the partye greued by his purſuyte. And to the intent that the ſayd ordynaunces, and euery of the ſame, for the eaſe, quyetnes, and welth of the commens be the better ſuſteined, executed and kepte, and that all thoſe that haue offended or ſhal offende againſt this ordinaunces, by proſecutions, accuſations, denunciations, cyratyons, or other proceſſe made or to be made out of the ſayde realme or within, or otherwyſe agaynſt any maner perſone of the ſayde realme, be the more conuenably and ſpedely brought in anſwere, to receyue ryghte accordynge to theyr deſerte: The kynge, the prelates, dukes, erles, barons, nobles and other commens, clerkes and lay people be bounde by this preſent ordynaunce to ayde, comfort, and to counſell the one and the other, and as often as ſhal neede, and by all the beſt meanes that may be made of worde and of dede, to impeche ſuch offenders and reſiſt their dedes and enterpryſes, and without ſuffryng them to inhabite, abyde, or paſſe by their ſeygnories, poſſeſſions, landes, turiſdictions, or places, and be bounde to kepe and defende the one and the other from all damage, vylony and repryfe, as they ſhuld do their owne perſons and for theyr dede and bulynes, and by ſuche maner, and as farforth as ſuche proſecutions or proceſſe were made or attempted againſt them in eſpecial generall or in comyn. Cap. iiii. Attaynt. Reſſiſtence.

Here begynneth the ſtatute made at weſtmynſter the. xlii. yere of kynge Edwarde the thyrde.

AT the parlyament of our ſoueraygne lorde the kynge, holden at weſtmynſter the fyrſte daye of Maye the. xlii. yere of his reygne: It is aſſented and accorded, that the great charter and the charter of the forreſt be holden and kepte in all poyntes, and if any ſtatute be made to the contrarye, that ſhall be holden for none. Cap. i. Charter.

¶ Item it is aſſented, that the pardon whiche the kynge made to his commens the. xxv. yere, be holden in all poyntes, and if any fele hym ſelfe greued agaynſt the fourme of the ſame, he ſhall haue a wryte in the chaunccry to allowe the poyntes of the ſayd pardon. Cap. ii. Pardon.

¶ Item of the requeſt of the commens by theyr petitions put forth in this parlyament, to eſchewe the myſchiefes and damage done to dyuers of his commens by falſe accuſours, which oftentymes haue made their accuſemen tes more for vengeaunce and ſingular profyt, than for the profit of the king or of Cap. iii.

or of his people, whiche accused persons, some haue ben taken and caused to come before the kynges counsell by writte and otherwyse vpon greuous peyne agaynst the lawe: It is assented and accorded, for the good gouernaunce of the commens, that no man be put to answere without presentement before iustyces, or thynge of record, or by due processe, and by wryte orygynall accordynge to the olde lawe of the lande. And if any thynge from henceforth be done to the contrarye, it shall be voyde in the lawe, and holden for errroure.

Presentment

Errour.

Cap. iiii. Item bycause that commyssions haue ben made and graunted in diuers counties, at the procurement of certeyn persons, to enquire of certen articles whiche commyssyoners haue made theyr enquyryes in secrete places, and by people not sufficient, and of theyr couyn, more to theyr pryuate profyte than for the kynges auauntage or of his people: It is assented and accorded, that from henceforth in all enquyryes within the realme, commyssions shall be made to some of the iustyces of the one benche or of the other, or iustyces of assyse, or iustices of the peace, with other of the moste worthy of the countrey, aswell for the kynges profyte as the cõmens, sauyng in the offyce of eschetourshyp or thynge that toucheth the same office.

Enquyries. Commissions Iustyces.

Eschetour shyppe.

Cap. v. Eschetour. Item where as it is conteyned in the statutes ordeyned for the commen profyt, of eschetours, that none shalbe eschetour, oneles he haue sufficyent lande, wherof he may answere to the kyng and to his people: It is assented that no eschetour shall be made, oneles he haue .xx.li. of lande at the leste, or more in fee. And that they do theyr offyces in proper person. And if any other be, he shall be out.

Cap. vi. Item it is accorded and assented, that the statute and ordynaunce made of laborers and artificers, be holden and kepte and duely executed. And therupon commissions shalbe made to the iustices of peace in euery county, to here and determyne the pointes of the sayd statute, and to awarde damages at the suite of the partie, accordynge to the quantitie of the trespas.

Laborers & artificers. Commission.

Cap. vii. Item it is accorded, that they of London and none other, shall sell at retayle bytayls onely, and that of the kynges especyall grace, tyll the nexte parlyament, vpon condition, that it be well ruled and gouerned in ỹ meane tyme to the comyn profyt. And it is the kynges mynde, that no preiudice be done to alyens, whiche haue fraunchises by the kynges charters.

London. Bytaylers.

Ca. viii. Item it is assented and accorded, for the profitte of the realme that no englysshe man shall passe in to Gascoyne, to seche wynes there, but they shalbe brought in to England by the gascoyns and other alyens, and therupon defense shall be made throughe the realme. And that no englyshman put in the handes of the sayde gascoynes or alyens, nor thyther sende golde nor syluer nor other marchaundyses, therof to bye wynes to the vse of englyshmen, vpon forfeyture of the golde and syluer or marchaundyses so put in theyr handes or sent. And that all the shyppes of Englande and of Gascoyne that cometh in to Gascoyne, shalbe fyrste freyghted to bryng wynes in to Englande before all other, and that no englyshman bargayne nor bye suche wynes comynge in to England, before that they be put to lande, accordynge

wines Gascoyns.

Golde and syluer. Englysshmã. Shyppes.

coꝛdynge to the fourme of the ſayde ſtatutes therof made. And this oꝛdynaunce ſhall holde place from the gule of Auguſt nexte enſuinge foꝛwarde. And that no warraunt be made to any englyſhman to the contrary.

warraunt.

¶Item where as the greneware is ſent to the ſhyꝛyffes, to leuy the kinges dettes, the ſhyꝛyffes miniſters do leuy the ſame by rolles and other remembꝛaunces, and do not ſhewe the eſtretes vnder the ſeale of the eſcheker, ſo that that is ones leueyed, cometh an other tyme in demaunde, bycauſe that they do not charge them fully of that that is leueyed, in diſceyte of the king and impouerliſhement of his people: It is oꝛdeyned and aſſented, that a man ſhall ſee the eſtretes ſealed, and that the ſame, whiche is payed, be totted, and the ſame eſtretes ſente to the ſhyꝛyffes vpon the receyte. And if any ſhyꝛyffe oꝛ mynyſter do to the contrarye, he ſhall be holden to anſwere to the partie, whiche therof wyll hym complayne, and yelde his treble damages, and make fyne to the kynge. And that he haue his ſuyte as well befoꝛe iuſtyces of the peace, as befoꝛe other iuſtyces. And that the ſhyꝛyffes be holden to accompte by the ſame eſtretes ſo totted, and by none other, & the ſame eſtretes ſhall not be doubled by the ſhyꝛyffes, but the copy of the eſtretes, in howe moche they touche the fraunchyſes of loꝛdes, ſhall be delyuered to the bayliffes of the fraunchyſes vnder the ſeale of the ſhyꝛyffe. And that the ſame bayliffes yelde theyꝛ accompte in the eſcheker by the ſame coppes ſo delyuered. And alſo that no ſhyꝛyffe, vnderſhyꝛyffe, noꝛ ſhyꝛyffeclerke abyde in his offyce aboue a yere, as it is oꝛdeyned of ſhyꝛyffes by the ſtatute.

Sheꝛyffes.

Iuſtyces of peace.

Bayliffes of fraunchiſes.

¶Item vpon the petytion put in the parlyament by the comens, deſyꝛynge that infantes boꝛne beyonde the ſea within the ſiegnoꝛies of Caleys and els where, within the landes and ſiegnoꝛyes that perteyne to our ſoueraygne loꝛde the kynge beyonde the ſea, be as able and enheritable of theyꝛ heritage in Englande, as other infauntes boꝛne within the realme of Englande: It is accoꝛded, that the commen law and the ſtatute vpon the ſame poynt an other tyme made be holden.

Cap. x.
Enfauntes boꝛne beyond the ſea.

¶Item foꝛ as moche as dyuers myſchieues haue happened, bycauſe that the panels of enqueſtes, whiche haue ben taken befoꝛe iuſtyces by wꝛyte of Scire facias and other wꝛyttes, haue not ben retourned befoꝛe the ſeſſions of the iuſtyces at the Niſi pꝛius and otherwyſe, ſo that the partyes myght not haue knowlege of the names of the perſons, whiche ſhulde paſſe in the enqueſt, wherby dyuers of the people haue ben diſherited: It is oꝛdeyned, that no enqueſt, but aſſiſes and delyueraunces of gaoyles, be taken by wꝛyt of Niſi pꝛius, noꝛ in other maner, at the ſuyte of any great oꝛ ſmall, befoꝛe that the names of all that ſhall paſſe in the enqueſtes be retourned in the courte. And that the ſhyꝛiffes array the panels in aſſyſes. iiii. dayes, at the leſte befoꝛe the ſeſſions of the iuſtyces, vpon peyne of. xx.li. ſo that the partyes may haue the viewe of the panels, if they the ſame demaunde. And as to the retourne oꝛ aunſwere of the bayliffes of fraunchyſes, they ſhall make theyꝛ anſwere to the ſhyꝛyffes. vi. dayes befoꝛe theyꝛ ſeſſyons, vpon the ſame peyne. And in all maner of panels arrayed by the ſhyꝛyffes oꝛ bay-

Cap. xi.
Enqueſt.
Niſi pꝛius.
Sheꝛyffes.
Bayliffes of fraunchiſes.
Panels arrayed.

baylyffes within fraunchyſe, ſhalbe put the moſte ſubſtancyall people and wo7thy of fayth, and not ſuſpecte, whiche haue beſt knowlege of the trouth and moſt nyghest.

Here begynneth the ſtatute made at weſtmynſter the .xliii. yere of kynge Edwarde the thyrde.

Cap. i.

EDwarde by the grace of god. &c. to the ſhyrryffes of Staffo7de greetynge. &c. Where as late it was o7deyned fo7 the p7ofyte of the realme and eaſe of the marchauntes of Englande, that the ſtaple of wolles, wolfelles and lether ſhulde be holden at Caleys, and there it hath ben ſythe the fyrſte daye of Marche, the xxxvii. yere of the reygne of our ſoueraygne lo7de the kynge that nowe is, and nowe bycauſe that the peace an other tyme taken bytwene the realmes of England & Fraunce is by the frenchmen broken, and great peryll might come to the goodes of the realme there beynge and commynge by the ſea to the ſame ſtaple oute of Englande, if the ſame ſtaple were there contynued, and therupon the p7elates, greatmen, and comens ſeyng the miſchyefes and perils whiche may happen to the goodes and marchaundyſes, in this partye p7ay to the kynge in this p7eſent parlyament holden at Weſtmynſter at the vtas of the holye Trinity, the .xliii. yere of his reigne, therupon to o7deyne remedy: Our ſoueraygne lo7de the kynge, hauynge therupon ful deliberation and aduiſement with great counſell, hath o7deyned, that the ſtaples of Caleys. &c. ſhalbe holly put out, and the ſtaples of wolles, wolfelles and lether of the realme of Englande, ſhall be holden in the places vnderwritten, that is to ſaye, at Newcaſtell, kyngſton vpon Hull, ſaynt Botulfe, Yermouth, Queneſburghe, weſtmynſter, Chicheſter, Wynchеſter, Exceſter, and Briſtowe. And the ſtaples of Irelande and of wales ſhalbe in the places where they were fyrſte o7deyned. And mo7e ouer it is o7deyned, that all marchaũtes alyens and denyſens maye frely go th7ough Englande, Irelande, and wales and bye and ſell wolles, wolfelles, and lether and all other marchaundyſes at they7 wyl, without impechement o7 diſturbaunce, ſo that no wolles, wolfelles, no7 lether ſhall paſſe out of the realme of Englande, Irelande, no7 wales, tyll they be b7ought to the ſtaples, and there weyed, coketted and cuſtomed. And that all the wolles that ſhal be b7ought to the ſtaples at weſtmynſter & wynchеſter, ſhal be dewyte marchaunte and marchaunte, o7 marchauntes and other laufully weyed by the ſtandarde. And euery ſacke and ſarpler of the ſame wolles ſoo weyed, ſealed vnder the ſeales of the may7e of the ſtaple and of the conſtables, o7 may7e and one of the conſtables. And alſo that all the wolles ſoo weyed, and ſealed at the ſtaples, and lether and wolfelles that there ſhall comme (the cuſtomes of the ſtaples therof payed) ſhall be wytneſſed by byll enſealed of the ſeales of the may7e of the ſtaple and conſtables, o7 may7e and one of the conſtables, and b7ought from weſtmynſter to the po7te of London, and from wynchеſter to the po7te of Southamton. And there the ſayde wolles ſhall be an other tyme weyed in the p7eſence of oure cuſtomers and

Staples.

Marchantes aliens.

Wolles wolfelles and lether.

Mayre of the ſtaple.

Cuſtomers Controlers.

controllers

controllers assigned in the same portes. And an indenture shall be made betwene the mayre of the staple and the constables, or mayre and one of the constables beynge in the said portes, and our customers there, of all the wolles so weyed, and also of the lether and wolfelles, whiche shall come to the same staple to passe there. And the same wolles, lether, wolfelles and all other wolles, well and lawfully weyed, corketted, and customed in the other portes and staples aforesaid, shalbe brought out of the said realme and landes by aliens, to what partyes shall please them at their wylle, and not by denysens. And if any denysen do agaynst the same, he shall incurre the forfeyture of the wolles, lether, and wolfelles so passed, and of imprysonement of his bodye by. iii. yeres, and more ouer be raunsomed at the kynges wyll. And the shyp charged with the same marchaundyses, to whome soo euer he be, shall be forfeyt to the kynge. Denyse n

Shyppe.

¶ Item where as in the parlyamente holden the. xlii. yere, it was ordeyned, that no englyshman shulde passe in to Gascoyne to seeche wynes there, but that the wynes shulde be broughte in to Englande by the Gascoynes and other aliens, and though that the sayde ordinaunce hath bene by assay profytable to all the realme, neuertheles at the requeste of his deere beloued sonne the prynce, whiche hath often tymes compleyned, that his subsydyes and customes of wynes in his pryncypalyte of Guyon haue bene abridged and mynysshed, bycause that englyshmen doo not come thete to bye wynes as they were wonte, and by soo moche a greatte parte of the wynes be not solde: The kynge wylle and graunteth, of the assent of the prelates, greatmen and comons, that all englyshmen, yrishmen, and welshmen, that be not artificers, may frely passe in to Gascoyne, to seche wynes there, fyndynge sufficiente suertye before his passage before the Mayre, or baylyffes, where no mayre is, of the towne or porte, where he shall passe, that he shall bye in Gascoyne an hundred tonnes of wynes and not lesse of his propre goodes and of others, and bynge the same in to Englande, wales or Irelande, and to no place els where. And if it be otherwyse done by any englyshman, welshman or yrisheman, the wynes and shyppes, bryngynge the same wynes shalbe forfeyte to the kynge, and euery of them shall haue one yeres imprisonement, and more ouer be raunsomed at the kynges will. And if any englyshman passe in to Gascoyne without fyndynge suche suerty, he shall incurre the forfeyture of all his goodes to the kynge. And the sayde suertyes shall be certifyed and retourned in the kynges chauncerye, by the sayd mayre and baylyffes, or by the baylyffes where no mayre is. ii. tymes by yere, that is to say, at the vtas of Candelmas, and at the gule of August. And if any mayre or baylyffe suffre any englysheman to passe tylle he haue founde suche suertye, or they do not certifye in the Chauncerye in the maner as is afore said, they shall haue one yeres imprysonement of their body, and moreouer be raunsomed at the kynges wyll. And it is not the mynde of the kynge, the great men, nor of the comons, that the ordynance made of the sayd wynes, the sayd. xlii. yere be repealed or adnulled, but shal abyde in suspence tyll a man may se what profyte or damage this present graunte Cap. ii. Wynes. Gascoynes. Mayre. Baylyffe. Shyppes. Chauncery.

Gascoynes. hereafter shal do in the realme. And the kynge wyll that the Gascoyns and theyre seruauntes, and all other, whan soo euer please them, maye comme with theyr wynes in to Englande, Wales and Irelande as freely and in the maner as it was ordeyned in the sayde. xlii. yere, or in any tyme before.

Cap. iii. ¶ Item for as moche as the greatte men and comens of the realme before this tyme and nowe in this presente parlyamente haue greuously complayned, of that the kynges botyler and his lieutenauntes in diuers places and portes of the realme, haue embraced and taken by colour of theyr offyce for the house and expenses of the kynge, and by suche colour haue arrested the wynes of marchauntes brought in to the sayde realme, and holden them so long in arreste, that the great men and comens and other of the realme may not thereof make theyr puruepaunce, nor marchauntes theyr profyte, and often tymes by suche colour haue embraced and taken of them so many tonnes of wyne aboue that was nedefull for the kynge, that they haue comenly solde the same, and therof made their singular profyte as moch as other marchauntes and byntenders in the realme, to the great damage of the said marchauntes and other, wherupon the kynge desyrynge to ordeyne remedye, of the assent of the great men and comons in this present parlyamente hath ordeyned, that the botyler nor none of his lieutenauntes, shall not bye, embrace nor take by colour of theyr offyce nor in other maner to theyr propre vse nor of others, more wynes for the house and expences of the kynge than they haue in cōmaundement, vpon peyne of imprysonement of theyr bodyes, and to be raunsomed at the kynges wyl, and as moche as they shal take by force of the sayd warraunt, shalbe taken within .x. dayes, and (that done) the marchauntes of the sayd wynes may, and it shalbe lawful to them of the remenaunt of the sayde wynes an other tyme to make theyr profitte, not withstandynge any arrest made vpon suche wynes by the bottyller or any of his lieutenauntes aforesayde.

Botyler. Embracery. Wynes.

Cap. iiii. ¶ Item bycause that the comens of the sayd realme haue prayed the kyng, that it may please hym, to pardon them of his specyall grace all the trespasses done in the forestes in tymes past: The kynge haupnge regarde to the great aydes, whiche his said comens haue often tymes done to hym, and the charges whiche they in sundry maners haue sustayned, of his specyall grace hath released and pardoned to his sayd cōmens, and to euery of them, euery maner of trespas of vert and venyson donne before this tyme in his forestes, and the pryce and forfeyture of vert, and also all the fynes, amercymentes, and raunsomes made or to be made by this cause. And yf any of the sayd commens at this tyme be arrested, imprysoned, or lette to maynprynce for suche cause, they shalbe incontinently released and delyuered free and quyte, and theyre mayupernours also, except expressely the Justices, agistours, chefe kepers of forestes, parkes and chaces, as well in fee as otherwyse, and all forresters, and verdours: regardours and agistours, lieutenauntes of kepers, vnderforesters, and all theyr seruauntes and sellers of woodes and vnderwoodes, and all other ministers of the kynges forestes, parkes and chaces, whome the kynge wyll not to be comprysed in

Pardon of Vert and Venyson.

this

this pardon. And therfore we commaunde the, that thou do the sayde ordynaunces to be cryed and publysshed in cytyes, burghes, and portes of the sea, and all other places within the bayliwyke as well within fraunchise as without, in places where to the shalt seme conuenyent, and the same do to be truely holden and kepte accordynge to the fourme and tenour of the same. Dated, &c.

Here begynneth the statutes made at Westminster the. xxv. yere of kynge Edwarde the thyrde.

IN the parlyament sommoned at Westminster, the monday in the fyrste weeke of lent, the .xiv. yere of the reigne of kynge Edwarde the thyrde: It is ordeyned, that the great charter and the charter of the forest be holden and kept in all poynctes.

Cap. i.

Charter.

Item where as in the statute made at Westm. in the .xxv. yere of the kyng that nowe is, amonges other thynges it was ordeyned, that bycause the comyn passage of shyppes and botes in the great ryuers of England, were often dysturbed by the leuyenge of weares, mylles, stankes stakes and kydels, whiche were leueyed and set vp in the tyme of the kynges grandfather, in great damage of the people: It was accorded and stablysshed, that all the weares, mylles, stankes, stakes and kydels which were leueyed and sette vp in the tyme aforesayde, and after in suche tyme whereby the shyppes and botes were dysturbed, that they myghte not passe, as they were wonte, shalbe cut and holly pulled downe without releuenig. And therupon writes shalbe made and sent to the shyrffes of places, where shall be nedefull, to survey, enquyre, and to make thereof execution, and also that the iustyces be therupon assygned at all tymes that nede shall requyre. And nowe at the greuous complaynte of the greatte men and the cōmens made in this present parlyament, complaynynge by their petityon, that the sayde statute is not duely executed nor kepte, acthynge to the tenour of the same: It is accorded and stablysshed, that the sayde statute in this poynte be holden and kepte after the effecte of the same. Joynynge therto, that if any suche anoyaunces be done, it shalbe pulled downe by due processe conteyned in the sayde statute, and he that shall releuey suche anoyaunce, and therof be duely attaynted, he shall incurre the peyne of an. C. markes to the kynge, to be leueyed by estretes out of the excheker. And suche lawe shall holde of the anoyaunce made by enhauncynge of suche weares, mylles, stankes, stakes and kydels as by the newe leuyenge.

Cap. ii.

weres.
Mylles.
Stankes,
Kydels.

Anoyances.

Item at the complayne of the sayde great men and commons, shewynge by their petition, that where as they sell their great wood of the age of .xx. yeres or of greatter age, to marchauntes to their owne profytte, or in ayde of the kynge in his warres, persones and vycars of holy churche doo implede and drawe the sayde marchauntes in the spirytuall courte for the tythes of the sayde wood in the name of this worde called Silua sedua, wherby they can not sell their woodes to the verye valour, to the greate damage of them and of the realme: It is ordeyned and stablysshed, that a prohibicion

Cap. iii.

Silua sedua.

Prohibition.

Attachment. in this case shalbe graunted, and vpon the same an attachement as it hath ben vsed before this time.

Cap. iiii. ¶ Item it is accorded and stablysshed, that no impolycyon or charge shall be put vpon wolles, wolfelles, and lether, other than the customs and subsidye graunted to the kynge, in no parte, without the assent of the parliament, and if any be, it shalbe repealed and holden for none.

Impositon.

¶ Here begynneth the statutes made at westmynster the xlvii. yere of kynge Edwarde the thyrde.

Cap. i. Raye clothes. Clothe of colour.

FYrste it is accorded, that the clothes of Ray to be made in Englande shall haue the length of .xxviii. yardes measured by the lyst, & the breade of .vi. quarters, & the cloth of colour of the length of xxvi. yardes measured by the backe and the breade of .vi. quarters, at the lest, and that the halfe cloth, be it of colour or of ray, shall holde the length and breade aforesayd after the rate. And if any cloth be put to sale after the yule of August, that is not of the sayd assise, it shalbe forfeyt to the kynge, in whose handes so euer it be founde, sauynge the clothes, which people make for their owne vse, or for their mesnye, or to sell to lesse people, which shal not be forfeyt, although they be not of such measure.

Cap ii. Scottysshe grote.

¶ Item it is accorded, that the scottysh grote shalbe current for the valour of .iii. d. and of lesse moneye, accordynge to the quantitye. And if per case this scottysh money be impeyred, the money so impeyred shalbe set at a lesse pryce, after the quantitye of the impeyrynge.

¶ Here begynneth the statute made at westmynster the tyerd of kynge Edwarde the thyrde.

BY the assent of the prelates, dukes, erles, barons, & other assembled at the parlyament holden at westmynster, at the .xb. of saint Hillary, the yere of the reigne of our soueraygne lord the kyng that nowe is of Englande the .l. and of Fraunce the .xxvbit. the same our soueraygne lorde the kynge moche desyrynge, that the peace of his lande be well kept, & his faythfull subiectes in quietnes and tranquyllitye maynteyned, hath for so moche made & stablysshed certein ordynaunces, and also graũted certein graces and pardons to his comens of Englande in the fourme as hereafter foloweth, whiche ordynaunces, pardons and graces he wyl, that to the honour of god and of holy churche, and quietnes of ỹ same his people, they be fermely kept & holden in all poyntes.

Cap. i. Lyberties.

FYrst it is ordeyned & stablysshed, that holy church haue all her lybertyes and fraunchyses in quietnes without impechement or other disturbãce.

Cap. ii. Charter.

¶ Item that the great charter and the charter of the forest be fermely holden and kepte in all poyntes.

Cap. iii.

¶ Item our soueraigne lorde the kynge, considerynge the greatte charges and losses, which his said people hath had and suffred in tymes past, aswell by the warres, as otherwyse by the pestylence of the people, moryne of the beastes, and the fruytes of the land, comonly fayled by euyl yeres in tymes

past,

paſt, wherof our ſoueraygne lo̱rde the kynge hath great cō̃paſſion, and fo̱r ſo moch willyng in this ꝑyament now this p̱reſēt yere to do them greatter grace than euer he dyd befo̱re, fo̱r aſmoche as this yere is rightfully ꝟ yere of his iubile, o̱r ꝟ yere of grace of his reygne afo̱reſayd accō̃pliſſhed, wherby his ſaid comons may ꝟ better recō̃fo̱rt them ſelfe, & therby haue the greatter courage to do well herafter, and alſo our ſayde ſoueraygne lo̱rde the kynge hauyng in memo̱rye, how that in ꝟ yere of his reigne of England ꝟ. xxxvi. which was the .l. yere of his by̱rth, he made a grace and pardon to his ſaide comens of Englande, pardonynge them of all eſcapes of felons and catals of felons and fugitiues, treſpaſſes, negligences, myſp̱ryſions, ignorau̇ces, and many other articles of ꝟ eyer & other thinges fallen and chau̇ced within the ſame realme of Englande, whoſe puniſhement lyeth in fyne o̱r in raunſome, o̱r in other pecuniar peynes, o̱r imp̱ryſonement, o̱r in amerciament of the cō̃mons of to̱wnes o̱r of ſinguler perſons, o̱r in charge of they̱r freehold, that neuer treſpaſſed, as hey̱res, o̱r landtenauntes, of eſchetours, ſhy̱rffes, o̱r co̱roners at the kynges ſuyte, wyllynge and grauntynge an other tyme, that the ſame his comens ſhulde be thereof vtterly diſcharged tyll the. xiii. day of Octoḇre, the ſayde .xxxvi. yere, at whiche daye the ſame pardon was made, as mo̱re playnly is cōteyned in the ſame: Wyll and grauntеth to the honour of god, whiche ſo long hath ſuffred hym to reygne ouer ꝟ ſame his people in p̱roſperitie, that the ſame his comons of England, & euery ſynguler perſon of the ſame of what eſtate o̱r condycyon that they be, aſwell ſmall as great, ſhall haue now and enioye all ſuche graces & pardons of all thynges comp̱ryſed within the ſayde pardon fallen o̱r chaunced from the ſayde xiii. daye of Octoḇre, tylle the begynnyng of this p̱reſent .l. yere. And mo̱reouer our ſayde ſoueraygne lo̱rd the kyng hath pardoned and releaſed to his ſayd comons, all maner of gyftes, alienations, & purchaſes made by̱ them o̱r any of them, of landes and tenementes holden of hym in chyefe, without the kynges lycence, & all maner of entryes, if they haue made any in they̱re heritage after the deathe of they̱r aunceſters, without ſuynge them oute of the kynges handes by̱ due p̱roceſſe, tyll the begynnynge of the ſame .l. yere except thoſe tenementes, whiche be alyened in to mo̱rtmayne, and thoſe tenementes alſo, whiche nowe be ſeaſed in to the kynges handes by̱cauſe of alyenations & entryes, and hath holly pardoned & releaſed all fynes, amercementes, iſſues, fo̱rfeytes, relyefes, and eſcuages made, fallen o̱r chaunced within the ſame realme of Englande. And alſo all maner of dettes and accomptes tyll the .xl. yere of his reigne. And alſo all maner of actions and demaundes, whiche he hath o̱r may haue by̱ hym ſole, o̱r els ioyntly with other perſons, agaynſt any of his ſayd comons, aſwell fo̱r the cauſe of ꝟ ſame dettes and accō̃ptes, as otherwiſe by̱cauſe of paſſage of wolles, lether, and wolfelles o̱r other marchandiſes to the parties beyonde the ſea, agaynſt the defenſes and o̱rdeynaunces therof made, aſwell p̱ryuylye and in the name of the marchauntes, o̱r by̱ colour of letters patentes graunted at Dro̱dagh o̱r els where beyonde the ſea, as by̱ any other waye fo̱r theſe cauſes, and aſwell of the tyme of Walter of Charlton and his felowes late fermours of

Pardone.

the subsidye and customes, as in other tymes tyll the .xl. yere of his sayde reigne of Englande, except all the dettes that be iudged by season of landes or tenementes, or to be determyned in other maner, and except the dettes that be nowe at this tyme due to hym by any that haue ben shyryffes, rechetours, collectours of customes and subsidies, dismes and quynzymes, fermours of manours, bytaylers, and other that haue ben in great offices with our soueraygne lorde the kyng in tymes past, whiche be yet in playne lyfe. And also our sayde soueraygne lorde the kynge hath generally pardoned them the suyte of his peace, for all maner of felonyes done or cõmytted before the begynnynge of the sayd .l. yere, with the outlagaryes if any be in them by suche encheſons pronounced. Except alwayes treasonnes murders, comon theftes, and also rapes of women. But alwayes it is the kynges mynde, that sir Wyllyam Wykam bysshop of Wynchester shall nothyng enioy of the sayd graces, grauntes & pardons, nor in no wise be comprised within the same, nor that none shall enioye anye thinge of the sayde graces or pdons of felonyes, oneles they pursue theyr charters in especiall betwixte this and the Natiuitye of saynte Iohn Baptist nexte comynge.

Cap. iiii. Item it is ordeyned and stablisshed of the sayde assent, that where as a Consultation is ones duely graũted vpon a prohibicion made to the iudge of holy church, that the same iudge may procede in the cause by vertue of ỹ same consultacion, not withstandynge any other prohybicion thervppon to hym delyuered. Prouyded alwayes, that the matter in the lybel of the sayd cause be not engrossed, enlarged, nor otherwyse chaunged.

Consultacion. Prohibicion.

Cap. v. Item because that complaynt is made to our soueraygne lorde the kynge by the clergye of his sayd realme of Englande, that as well diuers prieſtes, bearynge the swete bodye of our lorde Jesu Chriſte to sycke people, & theyr clerkes with them, as otherwyse diuers other persons of holy church, whyles they attend to diuyne seruyces in the churches, churcheyardes, & other places dedicate to god, be sundrye tymes taken and arrested by auctoryte ryall, and cõmaundement of other temporall lordes, in offence of god and of the liberties of holy churche, & also in disturbaunce of dyuine seruyces afore sayd: The same our soueraygne lorde the kyng, who wolde be sore displeased, if any dyd in such maner, wyl and graũteth, and defendeth vpon his greuous forfeture, that none do ỹ same from henceforth, so ỹ collusion or feyned cause be not found in any of ỹ sayd psons of holy church in this behalf.

Holy churche. Lyberties. Collusyon.

Cap. vi. Item bycause ỹ diuers people inheryte of diuers tenemẽtes, borowynge diuers goodes in money or in marchaũdyse of dyuers people of ỹ realme, do gyue theyr tenementes and catels to theyr frendes, by collusion therof to haue the profytes at theyr wyl, and afterward do fle to ỹ fraũchyse of Westmynster or sayne Martyns the graund of Lõdon, or other suche priuileged places, & there do lyue a great tyme with an high countenance, of an other mãnes goodes, & profyt of ỹ said tenemẽtes & catals, tyl the sayd creditours shalbe boũde to take a small pcel of theyr det, & releſſe ỹ remenaũt: It is ordeyned and assented, that if it may be found, that suche gyftes be so made by collusion, that the sayd creditours shal haue execution of the sayd tenemen-

Gyftes made by collusion.

tes

ges and cattails as if no such gylte had ben made.

Cap. vii.

woollen clothes.

¶ Item it is ordeyned and defended by our soueraygne lorde the kyng, that no wollen clothes shall be brought in to no partye out of the realme of Englande, before that they be fulled, nor that no subsidye be therof demaunded nor payed, before that they be fulled.

Ca. viii.

Subsidie. Aulnage. Clothes called Friseswarè.

¶ Item it is ordeyned & stablysshed, that no subsydie nor aulnage shall be payed, leuyed nor demaunded of clothes called frisewarè, which be made in Irlande, or otherwyse in England of yrysshe wolle brought within the realme of England, bycause that those clothes doo not conteyne the length and breade ordeyned by the statute, and for so moch they ought not to be comprysedin the statutes late made of ray clothes and coloured clothes.

¶ Thus endeth the statutes made in the tyme of the noble kynge Edwarde the thyrde

k.iiii.

HERE BEGYNNETH THE STATVTES MADE AT VVESTMINSTER IN THE FIRSTE yere of the reigne of kyng RYCHARDE the.ii. after the conquest of Englande.

RYCHARDE by the grace of god kynge of Englande and of Fraunce and lorde of Irelande to the shyrife of Southampton, gretynge. Knowe thou that to the honour of god and reuerence of holy churche for to norysshe peace, vnitye and concorde in all the parties within oure realme of Englande (whiche we doo moche desyre) by the hole assente of the prelates, dukes, erles, and barons, of this oure realme at the instaunce and especyall requeste of the commons of oure realme assembled at oure parlyamenteholden at westmynster the xv. daye of saynct Hillarye, in ỹ fyrste yere of oure reygne, we haue ordeyned and stablyshed certeyne statutes in amendemente and relyefe of this oure sayde realme, in maner and fourme folowynge.

Cap. i. Charter.

FYrste it is agreed and stablyshed, that holye churche shall haue and enioye all her ryghtes, lyberties, and fraunchyses holly and without bleamyshe. And that the great charter, which at the requeste of the sayde commons was redde in the sayde parlyament, and also the charter of the forrest, and al other good statutes and prouisions made in the tyme of the progenitours of our souerayngne lorde the kyng that nowe is, and not repealed: shal be obserued and fermely kepte in all poyntes.

Cap. ii. Peace. Iustyce.

ITem our sayd souerayngne lorde the kynge, greatly desyrynge the tranquylytye and quietnes of his people, wyll and straytly commaundeth, that the peace within his realme of Englande be suerly obserued and kept, soo that all his laufull subiectes may from henseforth sauflye and peasyblye go come and dwell after the lawe and vsage of the realme. And that iustyce and right be indifferently ministred to euery of his sayd subiectes.

Cap. iii. Puruеyours. Prelates. Clerkes.

ITem that the statutes late made in the tyme of the noble kyng Edward graundfather to oure souerayngne lorde the kynge that nowe is for puruеyours and byers shall be fermely obserued and kept in all poyntes. And also bycause that prelates and clerkes may not therof cõmence theyr suytes agaynst any by way of cryme (as the sayde statutes requyreth) all prelates and clerkes shall from henseforth haue theyr actions agaynst all suche puruеtours and byers, by action of tresspas, and recouer theyr treble damage.

Cap. iiii. Quarell. Mayntenãce.

ITem it is ordeyned and stablysshed, and the kynge our souerayne lorde straytly commaundeth, that none of his counsellers, officers, or seruauntes, nor none other person within the realme of Englande, of what so euer estate or condicyon they be, shall not from henseforth take nor susteyne any quarell by mayntenaunce, in the countrye nor els where, vpon a greuous peyn, that is to saye, the sayde counsellers and the kynges great offycers vpon a peyne, whiche shalbe ordeyned by the kynge hym selfe, by the aduyse of the lordes

lo7des of his realme, and other lelle officers and ſeruauntes of the kynge, aſwell in the eſcheker and all his other countes as of his owne meynye, vpon peyne to loſe theyꝛe offyces and ſeruyces, and to be impꝛyſonned, and from thens to be ranſomed at the kynges wyll euery of them after theyꝛ degre, eſtate, and deſerte. And all other perſonnes thꝛough the realme, vpon peyne of impꝛyſonement, and to be raunſomed as the other aforeſayd.

Cap.v. ¶ Item it is oꝛdeyned, that all ſtatutes and oꝛdinaunces made befoꝛe this tyme, of offyceꝛs of the eſcheker, be holde and fermely kepte in all poyntes. And moꝛe ouer it is oꝛdeyned and ſtablyſſhed, that at what tyme any dettes be payed, and the tayles thereof made, reioyned and allowed in the ſayde eſcheker, that this dette ſhall neuer renne in demaunde, and if it ſo happen that after the ſame allowance made there, any clerke of the eſcheker make any wꝛyt oꝛ pꝛoceſſe, foꝛ to pꝛoue the ſame dette of newe, and that duely pꝛoued, the ſame clerke ſhall loſe his offyce, and haue impꝛiſonement, tylle he hath made gre to the party by ſo moch as he is endamaged, if any wyll ſue, by the diſcreeyon of the treaſoꝛer and the baꝛons of the eſcheker.

Eſcheker. Dette. Tayles. Clerke of eſcheker.

Cap.vi. ¶ Item at the greuous complaynt of the loꝛdes and comens of the realme, aſwell men of holy churche as other, made in the parlyament of that that in many ſeignowꝛies and partyes of the realme of Englande the villayns and landtenauntes in villenage, whiche owe ſeruices and cuſtomes to theyꝛ loꝛdes, haue nowe late withdꝛawen, and do daylye withdꝛawe theyꝛe ſeruyces and cuſtomes due to theyꝛ ſayd loꝛdes, by comfoꝛte and pꝛocurement of other theyꝛ counſellers, mainteiners, and abbetters in the countrey, whiche hath taken hyer and pꝛofyte of the ſayde byllayns and landtenauntes, and by colour of certein exemplifications made out of the boke of Domeſdaye of the manours and townes where they haue bene dwellynge, and by vertue of the ſame exemplyfications, and theyꝛ euyll interpꝛetations of the ſame, they aſſyꝛme them to be quyte and vtterly diſcharged of all maner ſeruage, due aſwell of theyꝛ bodye as of theyꝛ ſayde tenures, and wyll not ſuffer any diſtreſſe oꝛ other ſuſtyce to be made vpon them, but doo manace the miniſters of theyꝛ loꝛdes of lyfe and of membꝛe, and (which moꝛe is) gathereth them ſelf togyther in great rowtes, and agreen by ſuche confederacy, that euery one ſhall ayde other to reſiſt theyꝛ loꝛdes with ſtrong hand: and moche other harme they do in ſundꝛye maner, to the greatte damage of theyꝛ ſayd loꝛdes, and euyl example to other to begyn ſuche ryotes, ſoo that if due remedy be not the rather pꝛouyded vpon the ſame rebelles, greatter myſchyefe (whiche god pꝛohibyt) maye theroſ ſpꝛyng thꝛough the realme: It is oꝛdeyned and ſtablyſſhed, that the loꝛdes whiche felen them ſelfe greued, ſhall haue ſpecyall commiſſions vnder the great ſeale to the Juſtyces of peace, oꝛ to other ſuffycyent perſonnes, to enquyꝛe of all ſuch rebelles, and of theyꝛ offences, and theyꝛe counſellers, pꝛocurours, mayntenours and abettours, and to impꝛyſon all thoſe that thereof ſhalbe endyted befoꝛe them, aſwell foꝛ the tyme paſt, as foꝛ the tyme to come, without delyueryng them out of pꝛyſon by mainpꝛyſe, bayle, oꝛ otherwyſe, without aſſent of theyꝛ loꝛdes, tylle they thereof be atteynted oꝛ acquyte. And that the ſame

Byllayns and tenantes.

Boke of domeſdaye.

Juſtices of peace.

tuſtyces haue power to here and determyne aſwelle at the kynges ſuite as at the ſupte of the partye. Prouyded alwayes, that if the ſayde vylleyns or lande tenauntes, rebelles, be therof atteynted atte the ſupte of the ſayde lordes, they ſhall in no wyſe be delyuered, tyll they haue made a fyne to the kynge, and alſo they to haue the aſſent of theyr lordes afore ſayd. And as to the ſayde counſellers, procurours, mayntey nours and abbettours, ſuch proceſſe and in lyke maner ſhalbe made of them, whiche therof ſhalbe atteynted, ſoo that they be in no wyſe delyuered from pryſon, tyll they haue made fyne to the kynge, and gree to the lordes ſo greued, accordynge as theyr eſtate and the quantitye of theyr offence doth requyre, if the ſame lordes wyll ſue agaynſt them by writte or by byl, ſaueynge alwayes, as to the ſayd fynes, the fraunchyſes and lyberties of lordes, whiche haue fynes & amercyamentes of theyr tenauntes. And as the ſayd exemplifycations made and purchaſed as afore is ſayd, whiche were cauſed to come in the parlyament, and to be declared in the ſayde parlyament, that the ſame maye not nor ought to auayle or holde place to the ſayd villayns or landtenauntes, as to the fraunchyſe of theyr bodyes, nor to chaunge the condycyon of theyr tenure and cuſtomes of olde tyme due, nor to do preiudice to the ſayd lordes, to haue their ſeruyces and cuſtomes as they were wonte of olde tyme. And it is ordeyned, that vpon this declaration, the ſayd lordes ſhall haue letters patentes vnder the greatte ſeale, as manye and ſuche as they ſhall nede, if they the ſame requyre.

Exemplifications.

Cap. vii. ¶ Item bycauſe that dyuers people of ſmalle garyſone of lande or rente or other poſſeſſyons do make greatte retinue of people, aſwell of eſquyers as of other, in many parties of the realme, gyuynge to them hattes and other lyuerey of one ſuyte by yere, takynge agayne towardes them the valour of the ſame lyuerey, or percaſe the double valour by ſuche couenaunte and aſſuraunce, that euery of them ſhall mayntayne other in all quarels be they reaſonable or vnreaſonable, to the greate miſchyefe and oppreſſyon of the people: It is ordeyned and aſſented, that the ſtatutes and ordynaunces made in ſuche caſe before this tyme be kepte and duely executed. And moreouer the kynge doth ſtraytly defende, that from henſforth no ſuche lyuerey be gyuen to any man for mayntenaunce of quarels, nor other cofederacyes, vpon peyne of impryſonement and greuous forfeyture to the kynge. And the iuſtyces of aſſyſes ſhall diligently enquyre of all them that gather them togyther in fraternities by ſuche liuerey to do maintenaunce, & they whiche therof ſhalbe found gylty, ſhalbe duely puniſſhed euery man after the quantytye of his deſerte.

Retynue. Lyuerey. Meintenãce. Fraternities.

Ca. viii. ¶ Item it is aſſented, that from henſforthe no protection with the clauſe of Volumus be allowed before any iudge for bytayles taken or broughte vpon the byage or ſeruyce, whereof the protection maketh mencyon, nor alſo in plees of treſpaſſe, or of other contracte made or perpetrate after the date of the ſame protection.

Protection.

Cap. ix. ¶ Item bycauſe it is compleyned to the kynge, that manye people of his ſayd realme aſwell great as ſmall hauynge right and true title aſwel to lan-

des

des, tenementes, and rentes, as in other personell actions, be wrongfullye delayed of theyr tyghte and actions, by that that the occuppours or defendauntes be mayntepned and sustepned in theyre wronge: doo commonlye make gyftes and feoffementes of theyre landes and tenementes, whiche be in debate, and of theyre other goodes and catals, to lordes and other great men of the realme, agaynste whome the sayde pursuauntes for greatte manace that is made to them maye not nor dare not make theyre pursuytes: And also on the other parte, complepnte is made to the kynge, that oftentymes many people do dysseyse other of theyr tenementes, and anone after the disseysyn done, they make dyuers alyenacyons and feoffementes, sometyme to lordes and greate menne of the realme, to haue maintenaunce, and sometyme to many psons, of whose names the dysseysyes can haue no knowlege, to the intente too defette and delaye by suche fraudes, the sayde disseysyes and the other demaundantes and theyr heyres of theyre recouerye, to the great nopaunce and oppression of the people: It is ordeyned and stablisshed, that from henseforth no gyft or feffement of landes, tenementes, or goodes be made by suche fraude and maintenaunce. And if any be in suche wyse made, they shall be holden for none and of no value. And the sayd dysseyses shal from henseforth haue theyr recouery against the fyrst disseysours, as well of the landes and tenementes, as of theyr double damages, without hauynge regarde to such alyenacyons, so that the disseysies commence their suytes within the yere next after the disseisin done. And it is ordeyned and stablysshed, that the same statute shalle holde place in euerye other actyon in plee of lande, where suche feoffementes be made by fraude or collusyon, to haue theyr recouerye agaynste the fyrste suche feffour. And it is to wytte, that this statute oweth to be vnderstande, where suche feffours thereof taken the profytes.

Maintenaūce.

Gyftes of landes by fraude.

Alyenation. Disseysies.

Feffementes. Fraude. Collusion.

¶ Item oure soueraygne lorde the kynge, desyrynge the quyetnes of his people, wyll and grauteth, of the assent afforsayd, that the general pardons and graces, whiche the noble kynge Edwarde, graundfather to oure soueraygne lorde the kynge that nowe is, made to his people of Englande in the .l. yere of his reigne, shall holde place, and be allowed in the eschequer afforsayd and els where, for all people comprysed within the same pardons and graces, aswell of shyppes, vytayls, artyllarye, armour, and vesselles, not exprysed especially in the same, as of all dettes and accoumptes and other thynges there comprysed in generall.

Cap. x.

pardone.

¶ Item it is ordeyned, that none that hath ben shyrysse of any countye by an hole yere, shalbe within .iii. yeres next ensuynge chosen agayne, or putte in the same office of shyrysse, if there be other sufficyent in the sayde counties of possessyons and goodes to aunswere to the kyng and his people.

Cap.xi.

Shyrysse.

¶ Item where as diuers people, at the suyte of the partye commaunded to the prysen of the Flete by iudgement gyuen in the kynges courtes be oftentymes suffered to go at large by the wardeyne of the sayde prysone, sometyme by maynprysle or by baple, and sometyme without anye maynprysle with a baston of the Flete, and do go in the countrey about theyr marchaū-

Cap xii.

Flete.

dyses

dyses and other theyr busynes, and be long out of prysou nyghtes and daies, without theyre assent, at whose suyte they be iudged, and without theyr gree, therof made: wherby a man can neuer come to his ryght and recouery agaynst suche prysoners, to the greate myschyefe and noyaunce of many people: It is ordeyned and assented, that from henseforth no wardeyn of the Flete shall suffre any prysoner there beyng by iudgement at the suyte of the partye, to goo out of prysone by maynprise, bayle, or by bastonne, without makynge gree to the sayde partyes of that wherof they were iudged, onles it be by wrytte or other commaundement of the kynge, vppon peyne to lose his office, and the keppynge of the sayde prysone. And moreouer yf anye suche wardeyne frome henseforthe be atteynted by due processe, that he hath suffred or lette such prysoner to go at large against this ordynaunce, than the pleyntyfes shall haue theyr recouerye agaynst the same wardeyns, by wrytte of det. And also it is ordeyned, that if any at the suyte of the partye iudged to an other prysou for dette, trespas, or other quarell and wylle confesse hym selfe voluntarylye and by a keyned cause dettour to the kynge, and by so moche to be iudged to the sayde prysou of the Flete, there to haue greatter suyte of prysone than elswere, and soo to delaye the partye of his recouerye, the same recognisaunce shall be there receyued, and if he be not dettour to the kynge of record, his bodye shall incontinently, be remaunded to the prysone where he was before, there to remayne tyll he hath made gre to the sayde partye, and the same gre made, he shall be immedyatly sent again to the Flete, there to abyde, tyll he hath made gre to the kyng of his recognysaunce aforesayde.

Wardon du flete.

Prisoner.

Reconisaunce.

Cap.xiii. ¶ Item the prelates and clergye of this realme dothe greately compleyne them, of that that people of holye churche, pursuynge in the spyrytualle court for theyr tythes and theyr other causes, whiche of ryght ought and of olde tymes were wonte to perteyne to the same spirituall courte, and that the iudges of holy churche, hauynge conysaunce in suche causes, and other persons therof medlynge accordynge to the lawe, be malycyously and vnduely by this cause endyted, imprysoned, and by secular power horyblye oppressed and also enforced with vyolence by othes and greuous oblygations, and many other maners vnduely compelled to leue and seale vtterly of the thynges aforesayde, agaynst the lyberties and fraunchyses of holye churche: Wherfore it is assented, that all suche oblygations, made or to be made by duresse of vyolence, shall be of no valoure. And as to those that by malyce doo procure suche endytementes, and to be the same endytoures, after that the same endytyes be soo acquytte, suche procurours shall haue and incurre the same peyne that is conteyned in the sayde statute of Westmynster seconde, of those whiche procure false appeales to be made. And the iustyces of assyses or other iustyces, before whom suche endytees shalbe acquyt, shall haue power to enquyre of suche procurours and endytoures, and duely to punysshe them after they desert.

Tythes. Lyberties. Obligation.

Duresse. Enditementes.

Procurours. Endytours. Justyces.

Ca.xiiii. ¶ Item it is accorded, that at what tyme that any persone of the holye churche be drawen in plee in the seculer courte for his owne tythes taken, by the

Tythes.

by the name of goodes taken away, and he which is so drawen in plee maketh an exception, as alleggeth the substance and syute of the busynes is onely upon tithes, due of right and of possession to his church, and to another his benefice, that in such case the generall auerment shall not be taken without the name specially, wherefore he saith his lay fee tail. Auerment.

Item, it is ordeyned & enacted, that the clergye them selfe, that as well beneficed people of holy churche as other be arrested and drawen out as well of the said churches as of other churches & the churcheyardes. & sometyme when they be seruing god in their seruices, and also in other places, although they be weryng the habyte of holy churche, by such as be no suche persons, and so arrested and drawen out, be brought to prison, against the liberty of holy churche. It is ordeyned, that euery minister of the kyng or other, by arrest any person of holy churche, by such maner and therof be duely conuict, he shall haue imprisonement, and therof be raunsomed at the kynges will, and make grete to the parties for arrested. Prouided alwayes, that the sayde people of holye churche shall not holde them within the churches or sayntuaries by fraude or collusion in any maner. And therefore we commaunde, that thou do all the sayd statutes to be cried &c. Cap. xv. Holy church. Fraude. Collusion.

Here begynneth the statutes made at Glouceſter, the ſeconde yere of kynge Richarde the ſeconde.

OVr ſouerayne lord the king, at his parlyament holden at Glouceſtre the wednesday next after the feaſt of ſaynte Luke, the ſeconde yere of his reygne, amonges other thynges there aſſented and accorded hath made certeine ſtatutes and ordynaunces, aſwell for the common profyte of the realme, as for the mayntenaunce of the peace of his sayd realme, in the fourme folowynge.

FYrſte becauſe that before this tyme in the tyme of the noble kynge Edwarde graundfather of our ſouerayne lord the kyng that now is, in his parlyamentes holden at Yorke & weſtmynſter, and alſo in this preſent parlyament, great complaynt hath ben made to our ſaid ſouerayne lord, of that that in many cytyes, boroughes, portes of the ſea, and other places within the realme of England, great damages & outragious greuaunces haue ben and yet be done to the kyng & to al his realme by the citeſens, burgeyſes and other people of cytyes, boroughes & other townes & places aforeſayd, which haue not ſuffred, nor yet will ſuffre marchauntes ſtraungers, nor other, that do bryng, cary, or conuey by ſea or by land wynes, auoyr de poys, ſuſtenāce bytayles or other thynges vendible, profytable, and neceſſarye, aſwelle for the kynge, his prelates and lordes, as for all the comynalty of his lande, to ſelle, or deliuer the ſayde wynes, ſuſtinaunce, bytayles, nor other thynges vendible, to any other than to them of the ſame cytyes, burghes, portes of the ſea, and other places, to which ſuche wynes, ſuſtinaunce, bytayls or other thynges vendible were and be brought, caryed or conueyed, and by ſo woche thoſe thynges haue ben and yet be ſold and ſet to the kyng, to his lordes, and to all his people, by the handes of the cytyeyns, burgeſes & other Cap. i.

ther people denysens, to the great and grettine detryment that they shuld haue ben, if the marchauntes straungers and other, which by vsage haue chaunges in to the realme, might frely haue solde their wares where they wolde not also wolde not, nor yet well suffre the marchauntes straungers that resorte or wolde come within the realme to bye wolle and other marchandises goyng within the same realm, to go, trauayle and marchandise, or abyde as they were wonte to do, to the great damage of the kynge of the prelates, of the lordes, and of all the realme, wherupon the ordenaunces made in the last two parliamentes, & not longe sythens, for the good rule and gouernaunce of the kynges realme, & agaynste the statutes and ordynances therof made in tymes past in the same

they may and it shalbe lauful to them without impechement to vnfolde, vn
do and cut in the same theyre proppe cloyes and bourghes, the greatte mar-
chaundises, and other great wares aforesayde, and aswell the same as wy-
nes and theyr marchandyses, there to sell in grosse & at retayle at their plea-
sure, payeng all the customes and subsidies due, not withstandyng any statu
tes, ordinances, charters, iudgementes, allowances, customes, and vsages
made or suffered to the contrary, whiche charters and fraunchyses, if anye
there be, they be vtterlye repealed and annulled, as a thynge made, vsed or
graunted agaynst the comyn profyte or oppression of the people. Sauyng
always to prelates and lordes of the realme holly theyr liberties and fraun-
chyses, that they maye make theyr purueyaunces and byenges of vytayles
and of other theyr necessaries, as they were wonte to do in olde tyme, and
sauyng that the ordynances made before this tyme of the staple of Caleis
be holden in theyre force and vertue. And it is not the kynges mynde, that
the marchantes straungers and denysens, that wyl bye and sel their welles
wolfelles, wares, clothes, yron, and other marchandyses at feyres and mar-
kettes in the countrey, shulde be restreyned or disturbed, by this statute, to
sell or bye freely in grosse or at retayle, as they were wonte to do heretofore.
And if so happen, that from hensforth disturbaunce be made to any mar-
chaunt alyen or denysen, or other vppon the sale of suche thynges, in citye,
burgh, towne, porte of the sea, or other place that hath fraunchise, agaynste
the fourme of this ordynaunce, and the mayre, baylyffes, or other that haue
the keppynge of suche fraunchyse, requyred by the sayde marchauntes or o-
thers in theyr name therof to make remedye, do not the same, and therof be
attaynted, the fraunchyse shall be seased in to the kynges hande. And ne-
uertheles, they that haue done suche disturbaunce agaynst this statute, shal
be holden to restore and yelde to the pleyntyfe his double damages that he
hath suffred by this occasyon. And if such disturbaunce be made to such mar
chauntes, or to other in townes or places where noo fraunchyse is, and the
lorde, if he be present or his baylyffe, constable, or other warden of the said
townes and places, in absens of the lordes therof requyred to do right, and
do not, and therof be duely attaynted, they shall yelde to the pleyntyfe his
double damages, as afore is sayde, and the disturbours in the one case and
the other, aswelle within fraunchyses as without, if they be attaynted shall
haue one yeres imprisonement, and be raunsomed at the kynges wyll. And
it is ordeyned and stablyshed, that the chauncellour treasorer, and iustices
assigned to holde pleas of the kynge in the places where they come, shalle
diligently enquyre of such disturbaunces and greuaunces and do punyshe-
mente accordynge as afore is ordeyned. And neuertheles the kynge shall
assigne by commission terreyne people, where and when shall please hym to
enquyre of such disturbaunces and greuaunces and to punisshe the offenders
in this partie, as before is sayden.

Chartere, Fraunchises, Libertics.

Purueyance.

Staple of Caleys.

Maire. Baylise.

Lorde. Constable. Disturbour.

Chancellour. Treasorer. Justices.

Item it is ordeyned and stablyshed, that the statute made in the tyme of kynge Edward the graundfather the xxv. yere of his reigne, of forstallers of wynes victayls wares and marchaundises, whiche come to the good townes

Cap ii.

Forstallers.

ges within the realme by land or by water, shalbe holden and fermely kept in all poyntes and put in due execution for the common profyte of the sayde realme.

Cap. iii.

¶ Item it is ordeyned and assented, that all marchauntes of Jent, Uenyse, Cateloigne, Aragon, and of other realmes, landes and countreys towardes the weste, beynge of the kynges amite, that wyll bryng to Hampton or elles where within the realme carrackes, shyppes, galeis, or other vesselles charged or discharged, maye freely selle theyr marchaundyses too whom please them by the maner as afore is sayde, and there recharge theyr vesselles of wolles, lether, wolfelles, tynne and of othermarchaundyses of the staple, and freely bryng them in to theyr country towardes the weste, payenge at the portes where they charge them, all maner of customes and subsydyes, and other deuoyrs of Caleys, afmoch as they shuld pay if they shuld bryng the same marchaundyses to the staple of Caleys, so that they fynde sufficyent suerty, that they shall bryng the same so towardes the west, and to no place elswhere towardes the East, but to the staple of Caleis, if per case they wyll go, vppon peyne of the forfeyture ordeyned before this tyme.

Marchantes. Straungers.

Staple of Caleys.

Cap. iiii.

¶ Item bycause that dyuers maryners, after that they be arrested and reteyned for the kynges seruyce vppon the sea in defence of the realme, and therof haue receyued theyr wages perteynynge, do se out of the sayde seruyce without lycence of the admyrals or of theyr lieutenauntes, to the great damage of the kynge and his realme, and hynderaunce of the sayd viages: It is ordeyned and stablisshed, that all those maryners, whiche frome henseforth shall do in suche maner, and that truely founde and proued before the admyrall or his lieutenaũt, shalbe holden to restore to our sayd souereigne lord the kynge the double of that they haue taken for theyr wages, and neuertheles shall haue one yeres emprysonnement withoute beynge delyuered by mayneprise, bayle, or by other way. And the kynge wyll and cõmaundeth to al shyryffes, mayres, and bailyffes within fraunchyses and without, that at the certifycation of the sayde admyrals or theyr lieutenauntes, by theyr letters therof to be made, testifyeng the sayde proue, shall incontinent without tarynge make an other commaundement of the kynge our souereigne lorde, to take and attach al fugityfe maryners by theyr bodye, within theyr bailwykes within fraunchyses and without, and put them in prison there to abyde in good and sure keppynge, tyll they haue made gree to the kynge as afore is sayde, and thereof haue a spetiall commaundement of our souereigne lorde the kyng of their deliuerance. And lyke punisshement shall be made of serieantes of armes, maisters of shippes, and al other that shall be attainted by enquyry before the admyral or his lieutenant aforsaid, that they haue any thing taken of the sayde maryners for to suffre them to go at large out of the said seruice, after that they haue ben arrested for the same seruyce.

Mariners. Admyrall.

Serieantes at armes.

Maisters of shyppes.

Cap. v.

¶ Item of counterfeters of false newes, and of horryble and false messages of prelates, dukes, erles, barons, and other nobles and great men of the realme, and also of the thaunceller, treasorer, clerke of the pryuye seale, steward of the kynges house, iustyce of the one bench or of the other, & of other great

Newes. Messages.

great offycers of the realme, of thynges which by the sayd prelates, lordes, noble s and offycers aforesayd were neuer spoken, touched, nor thought, in great sclaunder of the sayd prelates, lordes and offycers, whereby debates and discordes myght ryse betwyxt the sayd lordes and comons (which god forbyd) and whereof great peryll and myschefe myghte come to all the realme, and quycke subuersion and dystruction of the sayde realme, if due remedye be not prouided: It is straytly defended vpon greuous peyne, for to eschewe the sayd damages and perils, that from henceforth none be so hardy to synde, saye, or to telle any false newes, messages, or other suche faulse thynges of prelates, lordes, and of other aforesayde, whereof discord or any sclaunder myghte ryse within the same realme, and he that dothe the same, shall incurre and haue the peyne an other tyme ordeyned thereof by the statute of Westmynster fyrst, whiche wyll, that he be taken and imprysonned, tyll he haue founde hym, of whom the worde shulde be moued. Messages.

¶ Item bycause that oute soueraygne lorde the kynge hath perceyued, as wel by many complayntes made to hym, as by the perfyte knowledge of the thynge, that as well dyuers of his lyege people in sundry partyes of the realme, as also the people of Wales in the countye of Herefordе, and the people of the countye of Chester, with the countyes toynynge to Chestreshyre, some of them claymynge to haue ryght to dyuers landes, tenementes and other possessyons, and some espyenge women and damoyselles vnmaryed, and some desyrynge to make maintenaūce in theyr matches do gather them togyther to a great numbre of men of armes and archers, to the maner of warre, and confederate them selfe by othe and other confederacye, not hauyng consyderacion to god, nor to the lawes of holy church, nor of the land, nor to ryght, nor iustyce, but refusynge and settynge aparte all processe of the lawe, do ryde in great routes in diuers partyes of Englande, and take possession, and set them in diuers maners, landes, and other possessions of theyr owne auctoryte, and holde the same longe with suche force, doynge many maner appatelmentes of warre, and in some places do rauysshe women and damoysels, and bryng them in to straunge countries, where please them, and in some places lyenge in awayte with suche routes doo beate and mayhem, murdre and slea the people, for to haue theyr wyues and theyr goodes and the same women and gooddes reteyne to theyr owne vse, and some tyme take the kynges lyege people in theyr howses, and bynge and houlde them as prysonners, and at the laste put them to fyne and raunsome, as it were in a lande of warre, and some tyme come before the iustyces in theyr sessyons in such guyse with greatte force, whereby the iustyces be afeerde and not hardy to do the lawe, and do many other ryottes and horryble offences, wherby the realme in dyuers partyes, is put in greatte trouble, to the great myschefe and greuaunce ofthe people, and the harte of the kynges maiesty, and agaynste the kynges crowne: Our soueraygne lorde the kynge, desyrynge soueraygnely the peace and quyetnes of his realme, and his good lawes and customes of the same, and the ryghtes of his crowne to be mayntayned and kepte in al poynes, and the offenders duely to be chastysed and Cap. vii.

punisshed (as he is sworne at his coronacyon) by the assente of all the lordes and peeres beynge in this parlyamente, hath defended vpon the peryll that belongeth, that none be so hardy frome henseforth to do any thyng that shalbe in affray of the people agaynste the peace. And moreouer it is ordeyned and stablysshed, that the statute of Northampton, made in suche case in the tyme of the sayd graundfather, be holden and kepte in all poyntes. And also it is assented, that certein sufficyent and valyaunt persons, lordes or other, shall be assigned by the kynges commission in euery countye throughe the realme, where as shall nede, whiche shall haue power by theyr commyssyon, that as sone as they knowe, or that they be credyblye certyfyed of any assembles, routes or rydynges of offenders, baratours, and other suche riottours in theyr marches, in affray of the people, and agaynste the peace, to arrest them incontinente without tarynge for endytementes or other prores of the lawe, by theyr bodye, and to brynge theyr captaynes and heades, and send them to the nert iayle, with the cause of their arrest clerely and distynctly put in wrytynge, there to abyde in prysson in sure keppynge, tylle the commynge of the iustyces in to the countrye, without beynge delyuered in the meane tyme by maynprysse, bayle, or in other maner. And all the lordes beynge in the parlyament be charged by the kynge, and they haue of theyr good gree and free wyll laufully promysed to be in ayde, to theyr power, to the sayde commyssyoners, if nede be, and be requyred to kepe and do to be kepte by them and theyrs this ordynaunce in as moche as touchethe them, and without haynge regarde to any person for ampty, allyaunce, or other wyse. And our soueraygne lorde the kynge wyll and commaundethe to all his iustyces, haynge power at theyr makynge delyueraunce, that redy iustyce and punysshement be done vpon all persons that shall be atteynted of suche ryottes and offences, to euery man accordynge as the case requyreth, and in suche maner that the same punisshement be an example to other.

Assembles. Routes. Peace. Statute of Northāton. Artificers. Labourers. Ca viii.

¶ Item of labourers it is ordeyned and stablysshed, that the ordynaunce therof made in the tyme of the sayde graundfather, whiche begynnethe, By-cause a great parte of the people, be affermed and holden for a statute. And that as well this statute as all other statutes and ordynaunces made of artyficers, seruantes and labourers before this tyme, be fermely kept and put in due execucyon.

¶ An other statute made the .xxij. yere.

TO the honour of god and of holye churche, and for the common profyte of the realme of England, our soueraygne lorde kynge Rychard, at his parlyament holden at Westmynster, in the .xv. of Ester, the seconde yere of his reigne, of the assent of the prelates, dukes, erles, barons and of other great men, and the commons of his realme summoned to the sayd parlyament, hath ordeyned and stablysshed in the same parlyament, for the quyetnes of his sayd people the statutes and ordynaunces folowynge, perpetuallye to endure in his sayde realme.

Cap.i.

Fyrſt that holye churche haue and enioye her fraunchyſes and lyberties in all poyntes in as ample maner, as ſhe them hadde in the tyme of his noble progenitours kynges of Englande, and that the greatte charter and the charter of the foreſt, and the good lawes of the lande, be fermely holden and kepte and put in due execution.

Franchyſes. Charter.

Cap.ii.

¶ Item it is aſſented, that the artycle compryſed in the ſtatute late made at Glouceſtre of aſſembles, tydynges and routes of offenders in the country, whiche begynneth Item by cauſe that our ſoueraygne lorde the kynge. &c. whiche artycle ſemeth to the ſayd commons hery greuouſe, at the prayer of the ſame comens be vtterly repealed and adnulled, the ſtatute of Northamton beynge always in his force. And it is aſſented, that they whiche be taken and impryſoned by vertue of any wordes comprehended in the ſayd artycle, without other endytemente ſhall be vtterly delyuered.

Aſſembles. Routes.

Cap.iii.

¶ Item in caſe of dette, where the dettours make feyned gyftes and feffementes of theyr goodes and landes to theyr frendes and other, and after withdrawe them ſelfe, and lie in to places of holye churche pryuyleged, and there holde them a longe tyme, and take the profyt of theyr ſayd landes and goodes ſo gyuen by fraude and colluſyon, whereby theyr creanſours haue ben longe and yet be delayed of theyr dettes and recouery, wrongfully and againſt good faith and reaſon: It is ordeyned and ſtabliſhed, that after that the ſaid creanſours haue therof brought theyr writes of det, and therupon a Capias awarded, and the ſhyryffe ſhal make his returne, that he hath not taken the ſayde perſons, becauſe of ſuche places pryuyleged, in whiche they be or ſhall be entred, than after ſuche returne made, an other writte ſhalbe graunted and made to the ſhyryffe, in which writte ſhall be comprehended, that proclamation be made openly at the gate of the place ſo pryuyleged, where ſuche perſons be entred, by .v. wekes continually, euery weeke ones, that the ſame perſone be at a certeyn day, comprehended in the ſame writ, before the kynges iuſtyces, there to anſwere to the playntyffe of his demaunde, and vpon this writte returned by the ſayde ſhyryffe, that proclamacyon is made in the ſayd fourme, if the ſayd perſons called, come not in propre perſon nor by attorney, iudgement ſhalbe gyuen agaynſte them vpon the principall for theyr defaute. And out of the ſame iudgement execucyon ſhalbe made of theyr goodes and landes, beynge oute of the place pryuyleged, as well that is to ſaye, of thoſe landes and goodes ſo gyuen by colluſion, as of any other oute of the ſame fraunchyſe, after that ſuche colluſyon or fraude be duely found in the ſame maner as that ought to haue ben, if no dymyſe had ben therof made, not withſtandynge the ſame dymyſe. But it is not the kynges mynd, that by vertue of this ſtatute any man be barred of his ſuyte againſt ſuch dettours by the comon courſe of the lawe, before this preſente ſtatute vſed.

Dette.

Proclamacion.

Place pryuyleged.

Colluſion.

Here begynneth the statutes made at Westminster the .iii. yere of the reygne of kynge Rychard the seconde.

AT the parlyament holden at Westmynster the monday next after the feaste of saynt Hillary, the thyrde yere of kyng Rychard the seconde, of the assent of the lordes and other in the said parlyament, our said souerayne lorde hath done to be made certein statutes and ordynaunces in the fourme folowynge.

Cap.i. FYrste it is ordeyned and stablysshed, that holye chyrche haue and holly entoye her fraunchyse and lybertyes by the maner as she hathe hadde and enioyed them in the tyme of the kynges noble progenitours, and that the good lawes and customes of the realme, and the statutes made before this tyme and not repealed, be holden and kepte and put in due execution.

fraunchyse.

Cap.ii. Item bycause that the comons do greatly complayne them to be greued, in that that where as in the tyme of the kynges noble graundfather it was ordeyned for the common profyte of the realme, that all the wollen clothes from thenforth to be made in Englande, whiche shulde be set to sale, shulde conteyne a certein measure in lengthe and breede, vpon a certeyn peyne comprysed in the sayde statute, neuertheles diuers people throughe the realme, not hauynge regarde to the sayde statute, make nowe diuers wollen clothes vendable, whiche doo not conteyne the measure nor the assyse ordeyned by the same statute, and whilthe worse is, doo subtylly to be talked and set togyther with threde dyuers peces of suche clothes, and afterwarde by couyn betwixt them and the kynges aulnegeours, to hyde and colour the falsyte, do procure the sayd aulnegour to put the seale ordeyned vpon the same clothes to the entent and that by so muche the byars ought to beleue, that suche clothes so sealed be sufficyent clothes, and hole conteynynge the sayde assyse, for elles they had not ben sealed, as they saye, in great deceyt of the people, and mischiefe to the sayde byers as well denysens as straungers. It is accorded and assented, that the statutes made of the sayde clothes before this tyme, and not repealed, be kepte and duely putte in execution. And more ouer it is assented, that if any of the sayd aulnageours, or of the collectours of the subsidy of the sayd clothes, do from henceforth set his seale to any such cloth so sowed in dysceyte, the same cloth shalbe forfeit to the kyng, in whose handes so euer it be found, and also the aulnegour or collectour therof found gylty, shall forfeyt his office. And if he haue putte the same seale to any other clothe vendable, that is not of the sayde assyse, the same aulnegeour or collectour shall forfeyt to the kynge the valour of the same cloth so sealed in discreyt of the people, togyther with his sayd office. And neuertheles for the sayd falsyty he shall haue one yeres imprysonement, and therof be raunsomed at the kynges wyll. And this statute shall begynne to holde place at the Natiuitye of saynt John Baptiste next comynge and not before.

Seale. Collectour.

Cap.iii. Item bycause that our souerayne lorde the kynge hath perceyued, as well by the complayntes of his faythfull liege people and by theyr clamour by dyuers peticyons thereof delyuered in dyuers parlyamentes before this tyme

tyme, as otherwyse by the perfecte knowledge and experyence of the dede, howe the churches cathedrall and collegyall, abbeys, and prioryes, and other benefyces of his realme, whiche were late founded and tychelye endowed by his noble progenitours, in whiche dyuers dygnitryes, offyces, personages, chanontryes, prebendes and other benefyces were solempnely and deuoutly ordeined and stablished of the assent of the aforsayd progenitours of our soueraygne lorde the kynge and of other theyr noble founders, which dyd gyue to the sayd pastours of the same churches, abbeys, prioryes and of other great places, the aduowsons of the same benefyces, to the intente that the same benefyces shulde be gyuen to honest and conuenient persones of the realme, to serue and honour god diligentlye, and also to holde hospytalytes, and to enkourme and teche the people, and to do other noble thynges perteynynge to the cure of soules, after the estate and qualytye of the sayde benefyces, and so was it done in all tymes paste after the foundacyon of the same, tyll nowe late, that by the informacyons, instigacyons, and procurementes of some of the kinges liege people, the same benefyces haue ben gyuen agaynste the wyll of the founders to dyuers people of an other language, and of straunge landes and nacyons, and some times to the vtter enemyes of the kyng and of his realme, whiche neuer made residence in the same, nor can not, may not, nor wyll not in such wyse beare nor do the charges of the same benefyces, as in herynge confessions, preachynge, nor teachynge the people, kepynge hospitalytie, nor accomplyshynge the other thynges necessarye to the gouernaunce of the same benefyces, but onelye thereof haue and take the emolymentes and temporall profyttes, not hauynge regarde to the spyrytuall cure, nor to other charges to the same benefyces perteynynge or belongynge, but notoryouslye suffre the noble buyldynges in olde tymes there made, whan the same benefyces were occupyed by englyshmen, holly to fall to decaye, wherby the diuyne seruyce is greatly minished, the cure of soules neglecte and lefte, the clergye enfebled, the treasore of the sayde realme caryed to the handes of alyens, and all the estate of holye churche brought to lesse reuerence than before it was wont to be, and though that in the tyme of the sayd graundfather certeyn ordinances, statutes and composycyons were made and affirmed, holly to put oute, or at the leste to restrayne the sayd myschyefes in this behalfe, neuertheless the sayde alyens not hauynge regarde to the same, do not refrayne to take and receyue suche benefyces within the sayde realme, but by the comforte, ayde, and greatte socour, whiche they haue had of the kynges lyege people, that be theyr fermours, procuratours and attorneys in this behalfe, and in euery parte of the sayd realme, do enforce them selfe from day to daye more and more to accepte the greatest dignitryes and benefyces within the sayde realme, and by dyuers cautelouse maners, moche preiudycyall to the same realme if that were suffred, wherby the said mischyefes do dayly encreace, and moche more wyll encrease, if due remedye be not the rather prouyded. Our soueraygne lorde the kyng, by the aduyse and comon assent of al the lordes temporal, beyng in this parlyament, hath ordeyned and stablished, that

none of the kynges liege people, nor other person, of what so euer estate or condycyon that he be, shall not take nor retayne within the sayde realme of Englande, procuracye, letter of attourney, nor ferme, nor other administracyon by indenture, nor in none other maner, of any personne of the worlde, of any benefyce within the sayde realme, but onely of the kynges liege people of the same realme, without the speyall grace and expresse licence of oure sayd soueraygne lorde the kynge, by the aduyse of his counsell. And if anye before this tyme haue accepted of any alyens suche procuracyes, fermes, or administracion, that they shall vtterly leaue them within .xl. dayes after publycation of this ordinaunce. And that none of the sayde liege people, nor other, that may be founde in the sayd realme, shall enioye by vertue of suche procuracye, ferme, or administracion, golde, syluer, nor other treasour nor commoditie out of the said realme by writte of exchaunge, by marchaundyse, nor in other maner, to the profyt of the sayd alyens, without lyke licence of the kynge by the aduyse of his sayde counsell. And if any do the contrarie in any poynt conteyned in this ordynance, he shall incurre the peyn and punisshement conteyned in the statute of prouysours, made in the tyme of the kynges graundfather, the .xxviii. yere of his reigne, by the same proces comprysed in the sayde statute, and by warnynge to be made to them in theyre benefyces or other theyr possessyons within the realme. And if they be out of the sayde realme, and not benefyced nor hauinge possessyon within the same realme where they may be warned, than a writ shall be made in the chauncerye, grounded vpon this ordynance to the shyrryffe of London, or to the shyrryffe of the countye, in which they were or shalbe borne, at the kynges suyte, returnable in the one benche or the other: by whiche writ it shalle be comaunded, that proclamacyon be made openly, that they be before ỳ iustices in the benche, where the writ is returnable, at a certen day comprised in the same writ, conteynynge the space of halfe a yere, to aunswere vpon the maters comprysed in the said writ, and after this writ returned, the iustices shall procede agaynst them accordynge to the fourme above ordeyned. And it is assented by the kynge in the same parliament, by the assent afore sayd, that no bisshop nor other person of holy church, throughe the realme, shall medle by way of sequestration nor in any other maner of the fruytes of such benefyces, gyuen or to be gyuen to the sayd aliens, to the profyt of the same alyens, vpon the peryll that belongeth. Dated. &c.

Procuracye.

Alyens.

Prouisours.

Shyrryffe.

Proclamacion.

Bysshoppe.

Here beginneth the statutes made at Northamton the .iii. yere of the reygne of kynge Rychard the seconde.

Cap. i.

RIcharde by the grace of god. &c. to the shyrryffe of Nottyngam. greting. The comons of our realm of Englande haue prayed vs by their peticion deliuered to vs at our parlyament holde at Northāton tōtenuing, how many wynes of diuers maners be otte tymes brought into the land, which do often passe without gauging, bycause that ỳ statutes therupō made in the tyme of our grādfather (whom god assoyl) do not make expresse mēcion of all maner wynes and

Wynes. Gaugyng.

of other

of other lycours, to the greatte damage of the lo3des and comm̃ons of the
same realme, which be often tymes decey3ed in they3 bye̅nges, bycause they
can not without gauge haue cy3cumfull knowlege howe moche the same
vessell will conteyne, that it maye please vs for the p3ofyte of vs and our re-
alme moze openly to declare the same statutes, in suche maner, that all ma-
ner of wynes and other lycours gaugeable b3ought within the realme may
be comp3ysed in the same statutes: we consyderyng the said supplicatio̅ to
be p3ofitable fo3 vs the lo3des and cõmons of the same realme, will & grant
by the assent of the p3elates and lo3des afo3esayd, that the statutes ther vpõ
made (as it is sayd) be holden, kept and put in due execution. And mo3ouer
we declare, and of the assent afo3esayd wyll and graunt, that as well all ma-
ner vessels of swete wynes, of the Ryne, and of other wynes, as other ves-
sels of vynegre, oyle, honye, and of all other lycoures gaugeable, whyche
from hense fo3th shall come within this realme of England, o3 within oure
landes of Wales and Ireland, shal be wel and lawfully gauged by our gau
geours thereto assigned o3 they3 deputies. And if any set debate o3 distour-
bace, and wyl not suffre the wynes o3 other lycours afo3esayd to be gauged
he shal incur the peyn o3deyned by the said other statutes. And in the same
maner the gaugeours shal incurre the peyn cõmyxed in the same statutes, if
defaut be from hense fo3th foũd in them o3 in they3 deputies in this behalfe.

Vessells.

Gaugeours.

Item consyderynge the great aydes, which the clergy and the comons of
the same realme haue done to vs of they3 frewyll in our greatte necessytyes
before this tyme, and specially nowe in this p3esent parlyame̅t, we wyllyng
fo3 so moch & fo3 the great charges which they haue had and suffred by the
warres and other maner to do them grace and releese on the other part, haue
of our specyal grace at they3 p3ayer released and pardoned to the clergy and
comons, and to cuery syngulet person of our said realme, as moch as to vs
pertey̅neth fo3 al maner escapes of felons made and fallen before the date of
these p3esentes, as well of clerkes conuicte oute of the o3dynaries p3ysons,
as of other p3yseners and felons, except the escape iudged before this tyme.

Cap. ii.

Pardon.

Pro3uided alwayes, that if any of the said escapes were made fraudulent
ly by couin o3 of the assent of the kepers of the said p3iseners, that the same
escapes shal not be cõp3ised within this our grace by any way. And yf he that
will enioy this our grace & pardon, shall thereof pursue to haue his charter
in our chauncery in due fourme. And to3fore we comm̃aund &c. Dated at
Northampton the iiii. day of Nouembre the iiii. yere of our reygne.

Here foloweth the statutes made at westmynster the .v. yere of the reygne of kynge Richard the seconde.

RIchard by the grace &c. to the shyriffe of Nottyngam greting.
Know thou, that to the reuerẽce of god & of holy church, and fo3
to nowsh peace, vnity, and quietnes of good accord in al parties
of our realme of England, & especially fo3 the good gouernance
of the same realme (which we do souerainly desyre) of the assent of
the p3elates, lo3des & comons assembled at our parlyament holden at west-

mynister the mꝛdw of al soules laste past, we haue dꝛne to be made certeyn ꝛdynaunces and stablyshementes as well for the amendement of the said gouernance as for the comon pꝛofyt of the realme in the fourme folowyng.

Cap.i. FYrst it is assented and accꝛded that holy churche haue and enioy all her liberties and fraunchises holy. And that the great charter and the charter of the forrest and all other good statutes and ꝛdynaunces made before this tyme and not repealed, and especyally the statutes of purueyours late made in the tyme of the noble kynge Edwarde our graundfather be holden kepte and put in due execution after the fourme and effecte of the same.

Charter. Purueyours.

Cap.ii. CItem for the great mischiefe whiche the realme suffreth and longe hath done, of that, that golde and syluer as well in money, vessell, plate and Iewels as other wyse by exchaunges made in dyuers maners, is caryed oute of the realme, soo that in effecte there is no maner of thynge therof lefte, whiche yf that it shoulde longe be suffred, surely it shulde be lyghtelye the dystruction of the same realme (whiche god pꝛohybite): It is assented and accꝛded, and the kynge defendeth to all maner of people marchantes, clerkes and other as well straungers as denyseyns of what estate or condition they be, vpon peyne of as moch as they may forfeyt that none of them vpon the sayde peyne pꝛyuylye nor apertlye sende nor bynge nor do to be sente or brought out of the sayde realme any golde or syluer in money bullyon, plate, or vessell, nor by eschaunges to be made, nor in other maner but the wages of Caleys and of other the kynges forteresses beyond the sea, and especially excepted the pꝛelates, lordes and other of the same realme, to whom somtime it behoueth necessaryly to make paymentes beyond the sea, that of the same paymentes onely they maye make eschaunges in Englande by good and sufficient marchauntes for to pay beyonde the sea, and hyrde specyall leaue and lycence had of the kynge as well for the eschaungeours as for the person whiche ought to make the paymentes, conteynynge expꝛesly the summe whiche shalbe so eschaunged. And it is assented that the marchauntes that so shall make eschaunges shall be dilygently examyned and swꝛne in theyr pꝛopꝛe persons as often as they shall haue the sayde lycence, that they shall not sende beyonde the sea any maner of gold nor syluer vnder the coloure of the same eschaunge. And if after pꝛoclamation of this ꝛdynaunce any person be from henceforth duely attempted that he hath done to be sente or caryed beyond the sea any golde or syluer agaynste this defence and ꝛdinaunce, he shall forfeit to the kynge the same summe so caryed or sent. And the kyng our souereigne lorde of his royall mageste defendeth the passage vtterly of all maner of people as well clerkes as other in euery porte and other towne and place vpon the coste of the sea, vpon peyn of forfeyture of al theyr goodes, except onely the lordes and other great men of the realme, and true and notable marchantes, and the kynges souldeours. And euery person other is before excepted, which after publication of this ꝛdenaūce made, shal passe out of ꝑ said reamle wout the kynges specyal lycēce (which lycence ꝑ kyng wyl & comandeth ꝑ it be not from hēceforth made but onely in one of the portes vnder writen, that is to say, London, Sandwyche, Douer, Southamton,

Golde. Syluer. Plate.

Eschaunges.

Lordes.

Passage.

Marchātes.

Souldeours.

Licence.

ton, Plymmouth, Dertmouth, Brystowe, Yermouth, sayne Botulph, Kyngston vpon Hul, Newecastel vpō Tyne, and the other portes and passages to wardes Iceland and the yles pertenynge to the realme of England) shall forfeyt towardes the kynge as moch as he hath in goodes as aboue is sayd and neuertheles the mayster or marynet of the shyppe or of other vessell in whiche he shall carye ouer beyonde the sea, any person but suche onely as be before excepte, without the sayde lycence, and thereof be conuicte duely he shall forfeyt the sayd vessell to the kynge. And the kynge commaundeth all wardeynes and serchours of the portes and passages throughe Englande that they shall from henceforthe dyligentlye vse theyr office and make good and straytte serche. And if any serchours or wardeyn of the portes and passages throughe the sayd realme by negligence or in other maner do or suffre wetyngly to be done in any poynt the contrarye of the sayd .ii. articles touchynge the money of golde or syluer and the saide passages of people, and therof be duely conuicte, he shall forfeyt to the kynge his sayd office and all his goodes, and his bodye shalbe committed to prison there to abyde by an hole yere without redemption. And therupon who so euer espyeth and prouyeth duely that any thynge be done agaynst the intent of the sayde two laste artycles, wherby the sayd forfeyture ought to fall vpon any person he shall haue halfe of the same forfeyture for his labour of the kynges gyfte.

Masters of shyppes.

Mariner.

Serchours.

Wardeyn of a porte.

Money.

¶ Item to encrease the nauye of Englande whiche is nowe greatly dimynished it is assented and accorded that none of the kynges liege people do from henceforth shyppe any marchaundyse in goyng out or comynge within the realme of Englande in any porte but onely in shyppes of the kynges lyegeaunce. And euery person of the sayd liegeaunce whiche after the feast of Ester nexte ensuynge (at whiche feast this ordynaunce shall fyrste begyn to holde place) do shyp any marchaundyse in any other shyppes or vesselles vpon the sea than of the sayd liegeaunce, shall forfeit to the kyng al his marchaundyses shypped in other vessels where so euer they be founde hereafter or the valour of the same: of whiche forfeytures the kynge wil and grauntith that he that duely espyeth and duely prouyeth that any person hath any thynge forfeyted agaynst this ordynaunce, shall haue the thyrd part for his labour of the kynges gyfte.

Cap. iii.

Nauy. Shyppes. Marchaundyse.

¶ Item as to wynes of Gascoyne, Rochell, Oley and of Spayne, and wynes of the Ryne it is ordeyned and assented that no englysheman that wyll from henceforth passe the sea for the said wines and to bring them in any party within the same realme shall not nor may not selle his wynes within the same realm, vpō peyn of forfeyture of the same or the price vnder limyt, that is to say, the tonne of the best wyne of Gascoyn, of Oley or of Spayn. C.s. and other tonnes of common wynes of the same countryes for lesse price accordynge to the valour, as for .vii. markes. vi. markes and an half, and .vi. markes, and the tonne of other such wyne at a lesse pryce, accordyng to the valoure as for .v. markes and an halfe. v. markes. iiii. markes and an halfe. and. iii. markes: and pypes and other vessels of lesse quantity of the same wynes shalbe solde at the sayde prices after the rate of the tonnes and the goodnes

Cap. iiii.

wynes.

goodnes of the wyne. And as to the retayle of the sayd tonnes of wynes of Gascoyn, of Oley, and of Spayne, brought within the realme by englysshe men, the gallon of the best wyne shall not be solde within the sayde realme (vpon peyne to forfeyt all the vessell and wyne to the kyng) aboue .vi. d. and within, accordyng to the valour, and the gallon of the best wyne of Rochell at .iiii. d. and within accordynge to the valour. And as to the rynysshe wynes brought within the same realme, by reason the vessels and the gallons of the same do not conteyne any certeyn measure: It is accorded and assented that the gallon of the best rynysh wyne (nor in grosse nor at retayle) be sold in any partie within the said realme by the sayde englysshemen, aboue .vi. d. vpon the same peyn. Also it is assented, that if any englysshman refuse and wyll not sell in grosse his wynes set to sale for the sayde prices before sympt, but wille kepe them ouerye to selle them at retayle or in other maner aboue the same price before limitte in fraude and agaynste the fourme of this ordynaunce and the mayre and baylyffes and other gouernours of the cytye, borough, towne, or other place within whose power or iurisdiction the sayd wynes shall be founde, be it within fraunchyse or without shall haue power by this same ordynaunce, after that the byar according to this ordynaunce hath reasonably profered money for the same wynes ones or two tymes to the sellar of the same wynes, to make delyueraunce of the same wynes beynge in bargayne to the sayde byars, and shalle delyuer to them the same in dede as sone as they shalbe therunto requyred for the price afore ordeyned. And if any of the sayde mayre, baylyffes, or other gouernours, after that they shall be thereof duely requyred, refuse to do the same and make not the sayde delyueraunce, and that duely proued, he shalle forfeyte to the kyng the valour of the sayde wynes so bought. And the kynges mynde is not to restrayn the tauerners and other sellars of wynes, carryeng the same in to the countrey by cartes, or in other maner by this ordynaunce, but that they may enhaunce the pryce of theyr wynes for the costes of theyr carryage to be made by them reasonablye, accordynge as hath ben ordeyned in tymes past: whiche ordynaunce shall be duely kepte and put in execution. And especyally no more shall be from hens forth enhaunced vpon the galon of wyne for the carryage of .l. myles than one halfe peuye onely. And lyke wyse where greatter or lesse carryage is to be made than by .l. myles, it shal be vpon the galon of wyne after the rate and not aboue, vpon peyne of forfeyture of the same wynes. And this ordynaunce of wynes shal begynne to holde place as soone as any newe wynes shall be brought within the sayde realme. Also the kynge defendeth, that no maner of Swete wyne nor clarrey from hense forth after the Natyuitie of sayncte Johan Baptiste nexte commynge, shall be solde at retayle in any partie within this realme of Englād within fraunchyse or without vppon peyne of forfeyture of the same.

Rynysshe wyne.

Mayre. Baylyffes.

Swete wynes.

And the kynge wyll that he that shall ryppe and duely proue or do to be proued, that any hathe solde any maner of wynes Swete or clarrey at retayle or otherwyse, or offended or forfeyted after the termes aboue sympt ageinst the fourme of these ordynaunces of wynes in any poynt, wherby he ought by

the

the fourme of the same any thing forfeyt to the kyng, he shall haue the one halfe of the same forfeyture for his labour of the kynges gyfte.

¶ Item oure soueraygne lorde the kynge perceyuynge that manye lordes and gentylmen of his realme of Englande, and other with them, in the tumoult and insurrection of vyllaynes and of other offenders, whiche nowe of late dyd traytorously ryse by assemblies in outrageous noumbre in dyuers parties of the realme, agaynste god, good faythe, and reasonne, and ageynste the dignytie of oure soueraygne lorde the kynge and his crowne, and the lawes of his landes, made dyuers punysshementes vpon the saide vylleyns and other traytours without due processe of the lawe, and other wise than the lawes and vsages of the realme requyred, although they dyd it of no malyce prepensed, but onely to appease and cease the apparaunte myschyefe, and considerynge the greatte dylygence and loyalrye of the lordes and gentylmen in this behalfe, which were not lerned of the sayd lawes and vsages, and thoughe at that tyme they had bene lerned, a manne might not vpon those punysshementes haue tarved the processe of the lawe of their good discretions. And wyllynge therefore to doo them grace, accordynge as they haue the same greatly deserued, of the assent aforesayde hathe pardoned and released to the sayde lordes and gentylmen, and all other beyng in their ayde at the same deede, and to euery of them, asmoche as to hym therof perteyneth, or to hym and to his heyres may perteyne, so that hereafter for what so euer thing that is done by them vpon the sayd punysshmentes in resistence, they shalbe neuer impeched nor greued in body, goodes nor their heritages and possessions by any waye by oure soueraygne lorde the kynge, his heyres or mynysters, nor none other in tyme to come, but vtterly shall be therof quyte for euer by this graunt and statute without hauyng therof other speyall charter or pardon.

Pardon.

¶ Item it is ordeyned, that all maner manumissions, obligations, releasses and other bondes made by compulsyon, dureffe, and manace, in the tyme of this late tumoult and ryotte ageynste the lawes of the lande and good fayth, shall be holy annulled and holden for voyd. And they that haue done to be made, or doo yet withold suche manumyssyons, obligations, releasses, bondes and other dedes so made by dureffe, shalbe sent before the kyng and his counsell, therof to answere there of their dede, and further shalbe commaunded to make delyuerey and restitution of the sayde dedes to them that made the same ageynste their good gree with the coppes of the same, if per case they haue therof made any before, an other tyme to vse or renewe the effecte of the same if they may. And lykewyse it is accorded, that all entries made in landes or tenementes, and also all releasmentes made in the tyme of the sayd tumoult by compulsyon and manace or other wyse with force of people ageynste the lawe, shalbe voyde and holden for none. And the kynge sharpely defendeth to all maner of people, vpon peyne of as moche as they may forfeyt ageynst hym in body and goodes, that none from henceforth make nor begynne ageynst any maner ryot and tumoult nor other lyke. And if any the same doo, and that duely proued, it shall be done of hym as of a

Cap. vi.

Manumissions.

Dureffe.

Entries.

Ryot and tumoult.

traytour

Cap.vii.

trayterour to the kyng and to his sayd realme.

Entrye in fy landes.

¶ Item the kynge defendeth, that none from henceforth make any entrie in to any landes and tenementes, but in case where entry is gyuen by the lawe, and in suche case not with stronge hand, nor with multitude of people, but onely in peasyble and easy maner. And if any man from henceforth do to the contrarye, and therof be duely conuicte, he shalbe punished by imprysonement of his body, and therof rauntomed at the kynges will.

Cap.viii.

Dedes. Mynmentes.

¶ Item touchynge the chartres, releasses, obligacyons and other dedes, and mintmentes, brent, destroyed, or other wise cloyned in the laune runnour, it is assented, that they whiche therof sele them greued, shall put theyr peticyons distinctly made vpon theyr matter specyally before the kyng and his counsell, bytwixte this and the Natiuitye of sayn̄t John Baptiste nert comynge at the furtheste, and there make sufficiente proffe of the sayde mynymentes so lost, and of the fourme and tenour of the same, and that done suche remedy shal therof be prouyded for them at euery mannes complaynt as best shall serue in the cale, sauyng the lawe.

Cad. ix.

Escheker.

¶ Item bycause that greuous complent hath ofte tymes ben made vpon the officers of the escheker, of that that the heyres, executours, occuppours of goodes and landtenauntes of diuers persons, whiche haue bene impeached in the sayd escheker of dettes, accomptes, and other demaundes, and whiche although they haue offred them there to shewe or plede for theyr discharge of those impechementes accordynge to the lawe, they haue not bene alwayes therunto receyued heretofore, without hauynge expresse cōmaundement by writte or letter of the great seale or priuye seale, to the great disease, myschiefe, and delay of the sayde persones impeched and none auauntage to the kynge: It is ordeyned and assented that the barons of the sayde escheker shall from henceforth haue full power to heare euery answere of euery demaund made in the same escheker, so that euery person that is impeached or impecheable of any cause by hym selfe or by any person, shalbe from henceforth receyued in the same escheker to plede, sue, and haue his reasonable discharge in this behalfe, without tarynge or suynge any writte or other commaundement.

Barons del escheker.

Cap. x.

¶ Item bycause that great mischiefes haue happened in tymes past to diuers persons, as well to lordes of the realme as other, which were retayned or assigned to serue our soueraygne lorde the kynge by indentures, or without indentures in his warres and his messages or in other maner, and for the same causes receyue certein summes of money at the receyte of the sayd escheker or elswhere by assygnement, whiche summes haue ben putt vpon them in the rolles of the sayde escheker, as money receyued by way of loue, and for so moche the same summes shuld renne in demaunde vpon them at the escheker as a clere dette, although the sayde persones so retayned theyr heyres, executours, occuppyers of theyr goodes or landetenauntes after theyr deth haue demaunded to be receyued to accompte of the summes receyued, that hath not ben graunted to them, but they haue ben constrayned to pursue theyr graunt by the great or priuy seale directe to the treasorer and barons

Escheker.

Accompte.

tong there, whereby it was commaunded to the treasorer and barons to accompte with them in this partye: whiche warrauntyes often tymes haue bene denyed, bycause that the kynges officers newly made per case hadde no knowlege of suche retenynge made before they tyme: and sometyme haue ben graunted, but not so fully as reason and the case requyred: and for as moche as the same warrant wolde, that the accompte shulde not be receiued but onely of the summe soo receyued of lone, where as a greater summe per case was due to them of reason, to the great mischyefe and hynderaunce of the sayd persons: It is ordeyned and assented, that of al people, which from henceforth shall be retayned or assygned to serue the kynge, they couenantes shalbe put in wrytynge, and sent in to the escheker, there to remayne of record so that at what tyme that any person so retayned, his heyres, or executours, occupyers of the goodes or landetenauntes come to accompt thereof at the escheker, they shalbe therto receyued, and haue due allowaunce in they accompte accordynge to the continue of they couenaunte, if per case any repeale or countermaundement be made of suche retinue of any person after that his couenauntes be put in wrytynge and sent to the sayde escheker, soo that by the syght of the same repeale, and of the couenauntes before, there sent, the barons of the sayd escheker shall do right to the partie according as the lawe and reason demaundeth. And if any thynge be due vnto them by the same accompte, that therof by certifycation of the same eschequer, the treasorer and the chaunbeleynes shall make payment or assignement to them without tarynge or suynge other warraunte or commaundemente of the great or pryny seale in this behalfe.

Reteynour.

Couenaunt.

Barons del escheker.

warraunt.

Cap. xi.

Escheker. Accompt.

¶ Item it is ordeyned and assented, that the accomptes in the escheker shal be more shortely herd, made and engrossed, than they were wont heretofore hauynge alwayes that the parcels of the same accomptes be made as fully as they were made in tymes past, and that by ordynaunce to be made by the barons of the sayde escheker, there to endure of record for euer.

Cap. xii.

Clerkes. Accompte. Barons del escheker.

¶ Item it is ordeyned and assented, that twoo clerkes be assigned to make parcels of the accoptes in the same escheker, to them that wil that demaund, and they shalbe sworne, that they shall do no falsity in they office, and shal take for they labour of them, to whom they serue, reasonably, according to the ordynaunce of the barons of the sayd escheker.

Cap. xiii.

Accomptes of Nihil.

¶ Item it is ordeyned and assented, that the accomptes of Nihil in the escheker, shal be holy out, or if any such accomptes ought there to abyde the accomptauntes mayntenaunt after they oth made in the sayd escheker shal be examined by the barons there, if they shuld or ought to answere the king of any thyng in this behalfe. And if it be founde by they sayd oth that they ought not, than by the same they othe they shalbe discharged to yelde other accompt before any audytour. The kynges right alwayes saued.

Ca. xiiii.

Clerke of the pype.

¶ Item it is accorded and assented, that the clerke of the pype, and the remembrauncers of the escheker shalbe sworne, that from terme to terme they shal se (whyles the sayde escheker shalbe open) al the writtes of great seale or of pryny seale, which shalbe sent to the sayde escheker the same terme for

to

Remembrancers.

the fynall discharge of any person of the realme of any demaunde rempyng to the sayde escheker, and that euery of them, to whom it perteyneth, shall do due execution of the sayd commaundement. And also it is ordeyned and assented, that the sayd two remembrauncers shall be swozne of theyr parte, that euery terme from henceforth they shall make a scedule of all the persons that shall be dyscharged in theyr offyces by iudgemente oz in other maner in the same terme of any demaundes in the same escheker, conteynynge the maner of the same discharges, and to delyuer the same scedule to the sayd clerke of the pype the same terme to the intente that the same clerke of the pype do therof discharge the sayd parties in the great roule. Also the sayde clerke of the pype shall be swozne, that he from terme to terme shall requyre the same scedules, and the same scedules by hym so receyued, he shal discharge the sayde parties in the maner afozesayde. And in the same maner the sayde clerke of the pype foz his parte shall do to be certyfyed in writynge to the sayd remembrauncers of all such discharges whiche shal be made in his offyce, to the entent that a man discharged in one place be discharged in al other places of the sayde escheker.

Escheker. Scale. Scedule.

Cap. xv.

Lyuerey.

¶ Item though that many tymes heretofore diuers persones haue had lyuerey of theyr landes and tenementes out of the kynges handes by iudgement gyuen foz them in the kynges bench oz els where, and of the same iudgementes after haue procured to sende the tenure of the recozdes and procesles therof made by writte of Mittimus in to the sayde escheker, to the entent foz to discharge them of the accomptes demaunded of them vpon the same tenementes, neuertheles the offycers of the same escheker woulde not in tymes past discharge the sayde persones therof, before that the same recozdes and procesles were wozde by wozde newlye entred in the escheker, and thervppon newe procesle made, and newe iudgemente there an other tyme gyuen, to the great domage and delaye of the parties, without profyte to the kynge: It is therfoze ordeyned and assented, that from henceforth after that suche recozde, oz the tenour of the same, shall come into the sayd escheker by the kynges cõmaundement (as it is said) that the remembrancer, in whose offyce such accomptes shalbe demaunded, shall mayntenaunt cause the suit to cease in this behalfe by wozdes to be entred vpon the indorsemente of the writte touchyng the tenour of the recozde of the sayde iudgement, without makynge newe iudgement oz procesle further in this partye.

Accompt. Escheker.

Recozde.

Remembrancer.

Cap. xvi.

¶ Item it is assented, and the kyng straytly defendeth, that from henceforth nothyng shalbe geuen foz makyng of a commission in the sayde escheker foz the fee of the clerke whiche shall make the same, aboue .ii. s. onely, noz foz the recozde of a Nisi prius with the writte, but .ii. s. onelye, as afoze this tyme was wonte to be done and vsed.

Commission. Recozde. Escheker.

Here

¶ Here beginneth an other statute made the same fyfte yere.

FOr the common profyt of the realme of Englande diuers ordynaunces and stabilisshementes haue ben made by our souerayne lorde the kyng, the prelates, lordes and comons of his sayde realme, beyng in this present parlyament holden at Westmynster the tuysday next after the feaste of sayncte John Mortayne the v. yere of the reygne of our souerayne lorde kynge Rychard the seconde, in the fourme folowynge.

Cap.i.

FYrste it is accorded and assented in the parlyamente, that all manner of marchantes straungers, of what so euer nacyon or countrye they be, beynge of the amytye of the kynge and of his realme, shall be welcome, and freely maye come within the realme of Englande and els where within the kynges power, as well within fraunchyse as without, and there to be conuersaunt, to marchaundy, and tary as long as them lyketh, as those whom our sayd souerayne lorde the kyng by the tenour herof taketh into his protection and saufegarde, with theyr goodes, marchaundyses, and all maner familiars. And for so moche the kynge wylle and commaundeth, that they and euery of them be well, frendely, and marchauntlyke intreated and demeaned in all parties within his sayde realme and power with theyr marchandyses and al maner goodes, and suffred to go and come, and in to their propre countrye peasyblye to returne without disturbaunce or impechement of any.

Marchātes straungers.

Cap.ii.

¶ Item it is assented and accorded in the parlyamente, that the passage of wolles, lether, and wolfelles be open to all maner of marchauntes and other, as well foreyns denysens, that wyll bye the same and redyly paye in hand for the same the customes, subsidies and deuoyrs of Calyes due from hensefourth to the feaste of saynete Mychaell nexte come twelvemoneth, in suche maner, that in the meane tyme they and none other maye shyp and coket the same in portes within the realme accustomed, and from thense to carye and bynge them to wardes what partyes they wylle chose beyonde the sea, without impediment or impechement, except to the realme of Fraunce. And moreouer of the assent aforesayde oure souerayne lorde the kyng wyll and graunteth to all those marchauntes and other, which betwixt this and the .xb. of saynt Martine nexte ensuynge, shall pay before in hande the subsydyes, customes, and deuoyrs for the wolles, lether, and wolfelles, which they wyll passe and do to be carryed beyonde the sea betwixt the fyrst day of September nexte comynge, and the sayd feast of saynt Mychell nexte come twelue moneth, his pardon and release of halfe a marke of euery sacke of wolle, halfe a marke of euery .CCxl. wolfelles, and also of theyr lether after the rate, vpon theyr sayde payementes so to be made before hande (as it is sayde) and there with all they and euery of them shall haue freely the passage of the same their wolles, lether, and wolfelles at large where and whan they wyll, as aboue is sayde, before the feaste of saynt Michael aforesayde without any maner impechment or impedyment. But the kinges mynde is,

wolles. Lether. wolfelles.

Marchantes

Customes lesed.

that

that they, whiche wyll not paye the subsydyes of theyr wolles, lether, and wolfelles before the sayde .xv. they shall pay holly the customes, subsidies, and deuoyrs of theyr wolles, lether, and wolfelles to be passed beyonde the sea, without hauynge remyssion of the sayde halfe marke by any way. And the kynge proumyseth, and it is accorded and assented by al the estates of the parlyament, that agaynst this graunt and dyspensacion, nor agaynste those persons, whiche so shall pay before hande and before the sayd .xv. theyr subsidyes, customes, and deuoyrs, and shall haue therfore the sayde passage of theyr wolles, lether and wolfelles, and release of the sayde halfe marke (as is sayde) no repeale, reuocacyon, conutermaundement, impedyment, nor other thynge shall be made by oure soueraygne lorde the kynge, his counsell, his ministres, nor none other, whiche maye turne or sounde in disturbaunce of theyr couenaunt or passage afore sayde by any waye of the worlde. And the kynge wyll and graunteth, at the requell of his commons, that the money comynge of the subsidye of the sayd wolles, lether, and wolfelles graunted at the laste parlyament, be holy applyed vpon the defence of the realme of Englande, and the kepyng and gouernaunce of his townes and fortresses beyond the sea, after the good aduyse of the lordes of the realme and other wyse men of the kynges counsell.

Cap. iii.

Item vppon the proffer, whiche hath ben made in the parlyament by the mariners of the West, to make an armye vpon the sea, to endure from this tyme tylle the feast of saynct Mychaell next comyng in .ii. yeres, the lordes and commons beyng in this parlyament haue graunted to the kynge a subsydye of .ii. s. to take of euery tonne of wyne, and of a lesse vessell after the rate, to be brought within the realme of Englande, and also .vi.d. of the li. to take and receyue of al maner of other marchaundyses to be brought out and comynge within the realme afore sayde, as well (that is to saye) of all maner of woollen clothes, as of any other marchaundyses, except wolles, lether, and wolfelles, ouer the customes and subsidyes therof due before this graunt from the .xxi. day of May this present yere, tyll the feaste of saynct Mychaell next comynge, and from the same feaste by .ii. hole yeres next ensuynge. So alwayes that the money therof comynge be holly applyed vpon the sauf kepyng of the sea, and no party els where. And at the requell of the commons the kynge wyll that syr John Wyllpot knyght be receyuer and kepar of the moneye comynge of the sayde subsydye, from the towne of Southamton towardes the north, and that John Dolymond and Thomas Beaupeny be receyuours and kepers of the sayde subsydye in the towne of Southamton, and fro thense towardes the weste by the kynges letters patentes therof to be made to the sayde persones in due fourme. And also certein sufficient persons shal be assygned by the kyng to be controllers to the sayd collectours. And the people beynge in the sayd armye, shall haue holly all theyr gaynes and profyttes, to be departed betwixte them durynge the sayde armye aboue sayde. And the admyrals and other of the sayde armye, shall be assured to saue the kynges frendes and allyes without damage to be done to them or to any of them by any waye, and if they do, and

Mariners. Subsydye.

Armye.

that

that be duely proued, they shall bynde them vppon a greuous peyne therof duely to make amendes.

Cap. iiii.

¶ Item the kynge wyll and commaundeth, and it is assented in the parlyament, by the prelates, lordes, and comons, that all singuler persons, and cõmunalties, which from henceforth shall haue the sommons of the parliament, shall come from henceforth to the parlyamentes in the maner as they be bounden to do and hath bene accustomed within the realme of Englande of olde tymes. And euery personne of the same realme, whiche from henceforth shall haue the sayde sommons (be he archebyshop, bysshop, abbot, pryour, duke, erle, baron, baneret, knyght of the shyre, cittezen of cytie, burgeis of burgh, or other singuler persone or communaltie) do absent hym selfe, and come not at the sayde sommons (except he maye reasonably and honestly excuse hym to our soueraygne lorde the kynge) he shall be amerced, and otherwyse punished, accordynge as of olde tymes hathe bene vsed to be done, within the sayde realme in the sayde case. And if any shyreffe of the realme be from henceforth negligente in makynge his returnes of wryttes of the parlyament, or that he leaue oute of the sayde returnes any cyties or boroughes, whiche be bounde and of olde tymes were wont to come to the parlyamente, he shall be punished in the maner as was accustomed to be done in the sayde case in the sayde tyme past.

Parliaments.

Shireffes.

Cap. v.

¶ Item for as moche as it is openly knowen, that there be dyuers euyl persons within the realme, goynge from countie to countye, and frome towne to towne in certeyne habytes, vnder dyssymulacyon of greatte holynes, and without the lycence of the ordynaryes of the places or other sufficyent auctorytie, preachynge dayly, not onely in churches and churcheyardes, butte also in marbettes, feyres, and other open places, where is greatte congregacyon of people is, dyuers sermones conteynynge hereseyes and notorious errours, to the greatte embleampsshynge of the shynen fayth, and destruccyon of the lawes, and of the estate of holye churche, to the greatte perile of the soules of the people, and of al the realme of Englande, as more plainly is founde and sufficyentlye proued before the reuerende father in god the archebyshoppe of Canterburye, and the byshoppes and other prelates maysters of diuynitie, and doctours of Canon and of Cyuyle, and a great parte of the clergye of the sayde realme specyally assembled for this cause: whyche personnes do also preach dyuers matters of sclaunder, to engender dyscorde and dyssencyon betwixte dyuers estates of the sayde realme as well spirituall as temporall, in enuyenge of the people, to the greatte perile of all the realme: whyche preachours cyted or summoned before the ordynaryes of the places, there to answere of that, wherof they be empeched, wyll not obey to theyr sommons and commaundementes, nor care not for theyr monicyons nor sensures of the holye churche, but expressely dysprise them: And more ouer by theyr subtyll and ingentous wordes do drawe the people to hear theyr sermons, and do mayntenye them in theyr errours by stronge hande and by great routes: It is ordeyned and assented in this present parlyamente, that the kynges commyssions be made and directed to the shyreffes and other

Preachers.

mynysters of our soueraygne lorde the kyng, or other sufficyent persons lerned, and accordyng to the certifications of the prelates therof to be made in the Chauncerye from tyme to tyme, to arreste all suche preachours, and also theyr faytours, mayntenours, and abbettours, and to holde them in arrest and strong prison, tyl they wyl sufficiently make them accordynge to the lawe and reason of holy churche. And the kynge wyll and commaundeth, that the chauncellour make such commissions at al tymes, that he by the prelates or any of them shall be certified and therof requyred, as is aforesayde.

Chancellour. Commission.

¶ Here begynneth the statutes made at westmynster the .vi. yere of kynge Kychard the seconde.

TO the laude and honour of almyghty god, and of our holye mother the churche, and to the commodyte and profyte of the realme of Englande, and of the cõmynalte of the same: Our soueraygne lorde Richarde by the grace of god kyng of England and of fraunce, & lorde of Ireland, by the assent of the prelates, dukes, erles, barons, and cõmons of the sayde realme of Englande, in his parliament holden at westmynster in the tyme of sayntt Mychel, the .vi. yere of his reigne, hath done to be made and stablysshed certein statutes, ordinances, remissions and pardons in the fourme folowynge.

Cap. i.

Fyrste it is ordeyned and accorded, that our holy mother the churche of Englande, haue all her ryghtes hole and vnbroke, and the same fully enioy and vse. And that the greate charter, and the charter of the forreste, and the statutes of Pourueyours for the kynges house, and for others, and all statutes and ordinaunces before this tyme made and not yet repealed, be fermly obserued, in all theyr articles, and put in due execution accordynge to the effecte of the same.

Charter. Purueiours.

Cap. ii.

¶ Item to the entent that wrytes of det and accompt, and al other such actions be from henceforth taken in theyr counties, and directed to the shyrefes of the counties where the contractes of the same actions byfyle: It is ordeyned and accorded, that if from henceforth in pleas vpon the same wrytes it be declared, that the contract therof was made in an other county than is contayned in the originall wryt, thaccyon nyhilominvs the same wrytte be vtterly abated.

Dette. Accompt.

Cap. iii

¶ Item it is ordeyned and accorded, that al wrytes of Nusaunces, comenly called Precõmyples, shalbe from henceforth made at the electyon of the plaintyf in the nature of olde tymes vsed, or els in the nature of assyses determinable before the kynges iustyces of the one benche or the other, or before the iustices of assise in the countie of the place assigned or to be assigned.

Nusaunce. Viscountikes.

Cap. iiii.

¶ Item it is ordeyned, that all entrelements of bokes and other muniments in the rolles of the chauncerye of eyther benche and the escheker of oure soueraygne lorde the kynge before this tyme entoulled, and after made by traytours to the kynge and his realme in the insurrection late made within the same realme seditiously moued, torne and rente, or otherwyse punished, shalbe in due forme explicified vnder the kinges grete seale without fe

Enrolmentes.

of the

of the scale therof to be payed, and that the same exemplifications so had, be of the same effect and strength in al thynges as the same dedes and muniments shoulde haue ben, if they were had hole and vnbutte.

Exemplyfycation.

¶ Item it is accorded, that the iustices assigned and to be assigned, to take assyses and delyuer the iayles, shal from henceforth holde theyr sessions in the principal and chefe townes of euery of the counties, where the shyre courtes of the same counties be holden, and hereafter shall be holden.

Cap.v. Iustices of assyse.

¶ Item against offenders and rauishers of ladies, & the doughters of noble men, and of other women in euery part of the said realme now a dayes offendyng more violently, and much more than they were wonte: It is ordeyned and stablysshed, that whersoeuer & whansoeuer such ladies doughters and other women aforesaid be rauished, and after such rape, do consent to such rauyshours, that as wel the rauishours, as they that be rauished, and euery of them, be frohensforth disabled, & by the same dede be vnable to haue or challenge al heritage, dower or ioyntfeffement after the death of their husbandes & auncestors. And that incontinently in this case the next of the blode of those rauishours, or of them that be so rauished, to whom such heritage, dower, or ioyntfeffement ought to reuert, remayne or falle, after the deth of the rauysshour, or of her that is so rauished, shall haue title incontinentlye, that is to say, after the rape, to enter vpon the rauysshour, or her that is rauysshed, and theyr assignes and laufe tenauntes in the same heritage dower or ioyntfeffement, and the same to hold in state of heritage. And yf the husbandes of suche women, if they haue husbōdes, or if they haue no husbōdes in life that than yf fathers or other next of theyr blode haue from henceforth the suite to pursue, & may sue agaynst the same offendours and rauishours in this behalf. And to haue them therof conuict of life and of mōbet, although the same women after suche rape do consent to the sayd rauishours. And further it is accorded, that the defendant in this case shall not be receyued to wage batell, but that the trouthe of the matter be therof tryed by inquisition of the countrey. Sauyng alwayes to our soueraygne lorde the kynge, and to other lordes of the sayde realme, all theyr escheates of the sayde rauysshours, if peraduenture they be therof conuicte.

Rape.

vie ex membrez

¶ Item though it were late ordeyned in the parlyament of the sayde kynge, holden at Westmynster in the moweme of all soules, the .v. yere of his reygne, that no swete wynes in his sayde realme shulde be in any wyse solde at retail after the feaste of saynete Iohn Baptiste laste past, vpon peyne of forfeiture of the same, yet of the assent aforesayd it is ordeyned and accorded, that the same swete wynes may be solde in euery place within the sayd realme, at the price that wynes of Gascoyne and Ryne shall happen to be solde, and not aboue, vpon peyne of forfeyture of the same, notwithstandynge the said first ordynance.

Cap.vii. Swete wyne.

¶ Item though late in the same parlyamente it was ordeyned, that none of the kynges liege people, after the feast of Easter next comynge, shulde in any wyse shippe any marchaundyses or goodes to be carped out of the realme of Englande, or to be brought within the same realme, in any shyppes, vpon

Ca.viii. Shippes.

peyne of forfeiture of the sayd goodes and marchaundyses or the valour of the same, except in shyppes of the kynges liegeaunce: Yet of the assent aforesayd it is ordeyned and graunted, that the said ordinaunce onely haue place, as long as shyppes of the sayd liegeaunce in the parties where the same marchauntes shall happen to dwelle be founde able and sufficyent: so that then they shall be bounde to freyghte the same shyppes of the kynges liegeaunce with theyr marchaundyses vnder the peyne aforesayde before all other shyppes. And otherwyse it shall be lawfull to the same marchauntes, to hyre other shyppes conuenient, and there to freyghte them with theyr goodes and marchaundyses, not withstandyng the sayde firste statute.

Cap.ix.

London. Bytayler.

Item it is ordeyned, that neither in the cytye of London, nor in other cytyes, bourghes, townes, or portes of the sea, throughe the realme, any bytayler shall haue, exercyse, nor in no wyse occuppe any iudycyall offyce, but in suche towne where none other persone sufficyent maye be founde to haue the same offyce. In the whiche case, yet the same iudge for the tyme that he shall stande in the sayde offyce, shall vtterlye cease and absteyne hym selfe and hys frome the exercyse of bytaylynge, vppon peyne of forfeyture of his bytayls for solde.

Cap.x.

Aliens. London. Fysshe. Bitayler.

Item it is ordeyned and accorded, that all maner forreyns & alyens, beyng of the amytye of the kynge and of his realme, and comyng within the sayde cytye of London, and other cytyes, bourghes and townes within the sayde realme, as welle within liberties as without, with fysshe and all maner of other bytayles, there tarryenge, and goynge agayne to theyr owne countreys shall from hense forth be vnder the saufgarde and the especyall protection of the kynge. And there it shall be lawfull to them and euery of them, and by the strength of this presentes they may from hense forth cut theyr fulldes and bytayles aforesayde, withoute impeachement or denyenge of any manne, or in pyeces, and in parte in al at retayle or in grosse as to them best shal seame, to selle and make theyr profyte, any charters, statutes, ordynaunces, priuileges, or customes made or hadde to the contrarye not withstandynge.

Cap.xi.

London. Hostes. Forstallyng. Embracery. Fysshar. Bytayler.

Item it is ordeyned, that all maner hostes, as wel in the cytye of London and the towne of greate Yermouthe, Scardeburghe, Wynchelley and Rye, as also in certein other townes and places vpon the cooste of the sea and elswhere, throughout al the sayd realme, as well within lyberties as without, shal from hense forth vtterly ceas and be auoyded from theyr nayaunce and wycked dedes and forstallynges. And in especyallye they be inhibyt by our souereaigne lorde the kyng, that they nor none of them (vppon the peyne that belongethe) shall any further intromitte to embrace beatynge or any fysshe or other bytayles, vnder the coloure of any custome, ordynaunce, priuilege, or charter before made or hadde to the contrarye (whiche by tenour of this presentes be vtterly repealed) or pryuelye or apertly doo or procure to be done any impedymente to any fysshars or bytaylers, denyzens or alyens, beynge of the kynges amytie, wherby they or any of them be compelled to selle theyr fysshe or other bytayls, but where and whan and to any person who so euer they wyll within the sayde realme at theyr pleasure. And more ouer it is especyally

cyally inhibyte to al and ſynguler the ſayd hoſtes, that none of them, vpon the peyne afo3eſayd, intromit from henſfo3th of byeng, ſellynge, o3 conuentyng any maner ſea fyſſhe freſſhe, to the vſe of any fyſſhmongar o3 other citeſen of the ſayde cytye of London. And lyke wyſe it is inhybyte to all fyſſhmongars and other cytiſens of the ſame cytie of London, that none of them (vpon the ſame peyne) farre from the ſame cytye no3 nere to the ſame, frome henſfo3th vye any ſea fyſſhe freſh, no3 of the freſſh water to ſel agayn in the ſame cytye, except eles freſſh luces and pykes, whiche ſhall be and remayne in cõmon as well to denyſens as fo3eyns to bye o3 ſelle, ſo that neuertheles the denyſens ſhall in no wyſe lette the fo3eyns within the ſame cytie, to ſelle ſuche fyſſhe, as often as they ſhall b3yng o3 cauſe to be b3ought the ſame fiſſhes to the ſayd cytye. Fyſſhe. Fiſſhemonger.

¶ Item it is o3deyned, that euery mayre of London fo3 the tyme beyng ſpecyally amõges other thinges ſhalbe charged in his oth, to be gyuen to hym at the kynges eſtbeker, that he ſhal holde and do to be holden and kepte the o3dinaunce of fyſſhmongars and bytayls (as is afo3e ſayd) made within his bayliwyke, and the ſame (all fauour ſet a parte) do from tyme to tyme to be put in due execucion. And lyke wyſe the mayres and baylyffes, and al other gouernours of cyties, burghes and townes, and of ſuch bytaylers in euery place th3ough the ſayd realme within lyberties & without, in euery of they3 othes vpon they3 newe creacyon to be gyuen in they3 offices, ſhal from henſfo3th be charged in eſpecyall, that they ſhall do ſuche o3dynaunce of bytaylers to be holden and fermely kept in they3 bayliwykes as moche as to them and euery of them pertey neth. Cap. xii. Mayre of London. Othe. Bitaylers.

¶ Item at the ſupplycation and inſtance of the comons of the ſaid realme, the ſame our ſouerayne lo3de the kyng of his ſpecyal grace, and of the aſſent afo3ſayd, and to the intent that the ſame cominaltie from henſfo3th may the mo3e feruẽtly abyde in ẏ loue, fayth, & obedience of ẏ ſame our ſouerayne lo3de the kyng and of his hey3es, and peacibly beare them ſelfe in all parties th3ough the ſaid realme, hath pardoned and remitted to al and ſynguler his liege people & ſubiectes, of what ſo euer eſtate, degre o3 condycion they be: Except all thoſe whoſe names an other tyme in the pyament of this kynge the. v. & vi. yere of his reygne were delyuered by the ſame our ſouerayne lo3de to be excepted from all grace, as p3yncipall begynners, abbettours, and procurours of the inſurrection, late traytorouſly made within this realme, wherof they be arrayned, and alſo iii. other perſons citiſens of London, which now in the pariament be in eſpeciall arrayned fo3 that (that is to ſay) that one of the ſame cytiſens dyd fyrſt and p3incipally let Willyam Walworth, late mayre of London & certein other the kinges faithful people to ſhyt the gates of the ſayde city agayn̄ſt the cominalties of Kent & Eſſex, than traytorouſly aſſebled in the ſaid inſurrection, that they ſhuld haue none entrye in to the ſaid cytie, & to defend the ſame citie from the ſayd traytours And the other. ii. of the ſaid. iii. citiſens were arrayned, of that ẏ they ſhulde haue ben the fyrſt and chife coũſelers of the ſame traytours, that they ſhuld come to and entre the ſaid cytie, and ledars of the ſame traytours within the Cap. xiii. Pardon. Inſurrection

sayd cytte. And al other fully beyng in the same case of the. iii. cytizens or any of them. And also al and singuler persons of the towne of saint Edmundes Bury (except) the suite of his peace and as moche as to hym pertemeth or may pertein for treasons and felonies in the sayd insurrectiõs, betwixt the first day of May, the iiii. yere of his reigne, and the feast of the Natiuity of saint John Baptist then next folowyng, in any maner of wyse done or cõmitted, wherof they were endyted, arrayned or appealed, and also outlagaries, if any in them or in any of them were by these occasions promulgate, and hath graunted, and by this presentes doth graunt to them & euery of them, by the tenour of these presentes, his kynne peace: so neuertheles that they stand right in the kynges court, if any agaynst them or any of them wyll speake of the premisses or of any of them. Also the same our soueraigne lorde the kyng hath pardoned and remised to the comons of his said realme, and to euery singuler person of the same realme (except before excepted) as moche as to hym pertayneth or may pertayne, for al trespasses in any maner of wyse done or committed in the same realme, before the xviii. day of October this present yere, except al trespasses by certeyn officers of the king and of other lordes and great men of the saide realme, and also by certeyne mayntaynours of quarels and all turours, and also specially except suche trespasses done before the saide. xviii. daye of October in any wyse concernyng landes or tenementes. And by the same our soueraygne lorde the kynge it is ordeyned and graciously graunted, that the sayd grace, remissions and pardons shalbe auaylable to euery of the kynges liege people (except before excepted) as though euery of them had or should obteyne therof the kynges speryall charter.

¶ Here begynneth an other statute made at Westmynster the same .iii. yere.

Cap. i.

RIchard by the grace of god. &c. knowe ye that in the parliament last holden at Westmynster we dyd to be made certein statutes, ordynaunces and pardons to such effect as foloweth, reherslng the begynnyng of the last parlyament, with the confirmation of the liberties of the church, of the great charter and the charter of the forest, and the statutes of purueiours for the kynges houle.

¶ Item where as our soueraigne lorde the kynge in his parlyament summoned at Westmynster, the monday in the bras of saint Michell. v. yere of his reygne, of his especiall grace dyd pardon and remise to al & singuler his liege people and subiectes, of what so euer estate, degre, or condicion they were (except certein cytizens of London and other, of whom speryall mencion is made in the sayde pardon) the suyte of his peace, and what so euer thynge to the sayde kynge pertayned or myght pertayne, for all maner treasons & felonies done or cõmitted in the tyme of the insurrection than lately within the sayd realme of Englande fayred, wherof they were endyted, arrayned, or appealed, as in the same plyament is more fully conteyned: The said our soueraigne lorde the kynge, at the instaunce supplycation of the comons

mons of his sayde realme, made in this present parlyament, as a benygne lorde, hauyng compassion of his subiectes, clerely perceyuyng that in howe moche more graciously he wold do by them, so moch the more tranquyllyty shuld growe bytwyxt his sayde subiectes, of the assent aforesayde wyll and graunteth, that the sayde grace, pardon, and remission in the sayde parlyament, that is of treasons and felonyes done and commited in the sayd insurrection (as afore is sayde) shall in all thynges extend to al and synguler his liege people and subiectes, as wel of London as other before excepted from the said grace, such onely excepte whose names specyally in the sayd parlyament holden at Westmynster the morowe of all soules, in the .v. yere of his reygne, were by the same kyng delyuered to be excepted from the said grace. So that all and synguler persones of the sayd realme, of what estate, degre or condycyon they be (none of them except, but the persons whose names be delyuered in the sayd parlyament the sayd .v. yere) shall take full benefyt of the same grace, pardon, and remyssion, by force of these presentes, as though euery of them hadde or shulde obteyne vppon the same the kynges specyall charter, and also as they shoulde take if no exception thereof were made of them in the sayde fyrste grace or pardon. Howe be it the kynges mynde is not, but that the men of sayncte Edmondes burye shall be therof holden to pursue specyallye for the kynges charters of pardon, and further to fynde sufficient suertye of theyr good beryng, as well agaynst our souerayne lorde the kynge and his people, as agaynst the abbey of Bury, accordynge to the ordynaunce therof an other tyme made in the kynges counsell.

pardon.

¶ Item for peace and tranquylitie to be norysshed and augmented throughout the same realme, and to ceale strife and contentions: It is ordeined and accorded, that if any persone fele hym selfe by occasyon of any trespas done in the same insurrection to be greued or dampnified, and for the same peraduenture bothe purpose to make his suyte agaynst the sayde trespassours, that the same persone begynne the same suyte (if he se it expedyent for hym) before the .xv. of sayncte John next comynge, or els (the sayde .xv. beynge past) he shalbe excluded from the same suyte and occasion therof for euer.

Cap. ii.

Insurrection

¶ Item as to the quarels or suytes of trespasses done in the sayde insurrection, commenced before any of the kynges iustyces, or before the sayde .xv. to be cõmenced: It is lykewyse ordeyned and accorded, that if they, against whom suche suytes be taken, or before the sayde .xv. shalbe taken, come before iudgement, and wyll therof purge or acquyte them selfe by .iiii. or .viii. good and conuenient men, and not suspecte, therunto sworne before the Iustyces, where the plea shal be therof hangyng, that is to say, that they came not wyllyngly in the place pretensed for the cause of any euyll, nor dyd no harme, but onely by the compulsyon of other, they shall be therto receyued by the iustyces and iudges aforesayd, and such purgation made by the said wytnesses, than they shall departe therof vtterly quyte. &c.

Cap. iii.

Purgation.

Here begynneth the statutes made at westmynster the viii. yere of kynge Rycharde the.ii.

RYcharde by the grace of god. &c. to the shyrysse of Yorke gretynge: knowe thou that at our parlyamente holden at westmynster the monday next before the feaste of all saintes last past to the honour of god and of holy churche, and for the common profyte of the realme, of the assent of the prelates, lordes, and comons beinge at the said parlyament we haue done to be made certein statutes and ordynaunces in the fourme folowynge.

Cap.i. Fraunchises. FYrste it is assented and accorded, that holy churche haue and enioye all her lybertyes and franchyses as holy as she hath had and enioyed them in the tyme of the kynges noble progenitours.

Cap.ii. Charter. CItem that the greatte charter and the charter of the forest, and al other good statutes and ordynaunces made before this tyme and not repeled shal be holden and kepte and put in due execucyon accordynge to the effect of the same.

Cap.iii. Forest. Jurye. CItem at the greuous complaynt whiche is nowe made of the mynisters of the forest, it is assented and accorded, that no maner of iurye shal be from henceforth compelled by any minister of the forest to trauayle from place to place out of the places where theyr charge is gyuen to them agaynste theyr gree, nor by malyce, nor by manace or other durelle constrayned to lay theyr verdict of a trespas done in the forest otherwyse than theyr conscience wyll clerely enfourme them, but they shall lay theyr verdictes vpon theyr charge in the places where this charge is gyuen them as aboue is said.

Cap. iiii. Forest. CItem it is assented, that no man be taken nor imprysoned by any mynyster of the forest without due enditement or by mayneuerye or trespassynge in the forest: nor also shall not be constrayned to make any obligacyon or raunsome to any mynyster of the forestle by any maner agaynste theyr gree and the assyse of the forest. And if any do agaynste this ordynaunce in any poynt, and therof be attepnted, he shall pay to the partye dampnifyed theyr double damages and fyne and raunsome to the kynge for his offence.

Cap.v. Roberdesmē. Drawlatches. Justices. Vacabondes. Faytours. CItem it is ordeyned and assented, that the statutes made in the tyme of kyng Edwarde graundfather of our soueraygne lorde the kyng that nowe is of Roberdesmen and drawlatches be fermely holden and kept. And more ouer it is ordeyned and assented to refrayn the malyce of dyuers people, faytours and wandrynge from place to place reuynge in the countrey more habundauntly than they were wonte in tymes past, that from henceforth the iustyces of assyles in theyr sessyons the iustyces of peace and the shyrysse in euery countye shall haue power to enquyre of all suche vacabondes and faytours and of theyr offences, and vpon them to do that the lawe demaundeth. And that as well the iustyces and shyrysse, as the maiores, baylyffes, constables and other gouernours of townes and places where suche faytours and vacabondes shall come, shall frome henceforthe haue power to examyne them dylygently and to compel them to fynde suertye of theyr good bearynge by sufficyent mainpernours, of suche as be distreynable, if any

defaulte

defaulte be founde in suche fayrours and vacabondes. And if they can not fynde suche suertye they shall be sent to the next sayle, there to abyde tyll the commynge of the iustyces assygned for the delyuerauunce of the sayles, who in suche case shal haue power to do vpon such fayrours and vacabondes so imprysoned that that therof to them bell shall seme by the lawe.

¶ Item for the greuous mischyefes and compleintes that do dayly happen of robberyes, thefftes, manslaughters, brennyng of houses, and tydynges in routes and greatte companyes in euery parte of the realme: It is ordeyned and assented, that the statute of Wynchester (the tenour wherof is sent by our souerayngne lorde the kynge this yere lasse passe in to euery county of Englande to be proclaymed) be holden and kepte in all poyntes and put in good and hasty execution at the complaynt and pursuyte of euery man that seleth hym greued agaynst the tenour of the same. And to the intent that no man shall excuse hym selfe by ignorauunce of the same statute it is also assented that euery shyryffe of Englande, shal be bounden from henceforth in proper person to make proclamacyon of the same statute. iiii. tymes in a yere in euery hundred of his bayliwyke, and by his bayliffes in euery market as well within lyberyes as without.

Cap.vi.

Statute of wynchester.

Shyryffe.

Proclamacyon.

¶ Item agaynste the mischiefe, that happeneth to dyuers people of the realme, whiche be impanelled and returned before the iustyces and barons of the eschekier, in whiche case bycause that the enquestes is not pursued to the end by those that be parties, but put in dayly from yere to yere, the iurours do greately lose and some moche more than the valoure of they[r] lande is by yere, to they[r] great impouerysshynge and distruction: It is accorded that from henceforth in all maner of pleas where a Nisi prius is graunted of olyce after the great distresse returned and .iii. tymes serued before the iustyces agaynst the iurours, and therupon the parties demaunded, if any of the sayd partyes wyll pursue, or if the parties refuse to haue a wryt of Nisi prius in the case, than at the suyte of any of the iurours that is presente, a wryte of Nisi prius, shal be made and graunted. And that as well in the eschekier as ellwhere, and therupon the querell set at an end without delay accordynge as the case requyreth and the lawe demaundeth.

Cap.vii.

Iurours.

Nisi prius.

¶ Item it is accorded and assented, that the statutes of puruеyours made before this tyme be fermely holden and kepte and put in good and due execucyon, ioynynge to the same, that if the seruauntes of other lordes and ladyes whiche be not comprysed in the sayd statute do from henceforth take in any partie within the realme vytayls or cariages to the vse of they[r] lordes and ladyes otherwyse than they therof may agre with the owners and sellars of the same by payemente therof to be made redyye in hande, that the same seruauntes shall incurre the peyne comprysed in the sayde statutes of puruеyours, and nerethelesse the partye endamaged by suche seruauntes (if he wyll) shall haue his suyte at the comon lawe.

Ca.viii.

Puruеyours.

¶ Item vpon mischyefe, whiche dayly happeneth vpon the falsyfyte and discrete, which is founde in clothes bendyble as well coloured as ray clothes, agaynst the allyte therof ordeyned before this tyme, it is ordeyned and assented

Cap.ix.

Clothes.

Aulnageours. sented, that all the statutes thereof made in tymes paste, with the statutes made of aulnegeours and collectours of the subsidy of the sayde clothes be holden kept and put in due and good execucyon: Joynyng to the same, that he, whiche from henceforth shall espie and p̄cyue default in any suche cloth set to sale, agaynst the assyse therof ordeyned of the sayd clothes, and agaynste the fourme of the sayd statutes, shal haue the thyrd parte of euery such cloth defectyue for his labour, by the delyuerye of the shyrffes, if they be present, or of the lordes of the fayres and marketes and other places, where suche clothes shalbe founde defectyue, or of their stewardes or baylyffes, or of the constables of the townes and places aforesayd by indenture betwixte them duely to be made, which indentures shalbe euery yere from the feaste of saint Mychell delyuered in the escheker, by them whiche so shall make the sayde delyuery to the effect there to charge the aulnegeours and collectours aforesayde, by whom suche defaultes ought to haue ben serched, corrected and amended, and be not, but comonly maynteyned and concealed in all parties, for which thyrde part that perteyneth to the kyng, as his forfeiture, by force of the statutes made in tymes past, the aulnegeours and collectours aforesayd in euery countie and place, where such clothes defectyue shallbe found, for the peyne agaynst the sayde offences and concelement shall make gre of their owne money to our soueraygne lorde the kynge in his escheker of the valour of the same thyrde parte. So that as well of the same thyrde parte as of the remenaunt of the sayde clothe the kynge shall be holly aunswered at his sayd escheker.

Escheker.

Cap. x. Item it is ordeyned and assented, that an assyse of Nouel disseysen shall be from henceforth graunted and made of rente behynde due of tenementes beynge in diuers countyes, to be holden in the confyne of the counties, within whiche the tenementes be. And therbypon the assyse taken and tryed by people of the sayde counties in the same maner as is done of a comon of pasture beyng in one county, and appendaunt to tenementes in an other countye. And that as well of disseysyns done in tymes past as of disseysyns yet to be done, and that writes therbypon at the suyte of the playntyffes be made from henceforth in the chauncery without anye maner of contradyctyon in a due fourme.

Assise de no. disseysen.

Cap. xi. Item where as late in diuers parlyamentes holden at Westmynster the .v. and .vi. yere of our sayde soueraygne lorde the kynge, diuers ordynaunces and statutes of fyshers of London and of other bytaylers were made: and also of bynteners and of the sale of wynes, and therbypon the same ordynaunces and statutes with the peynes in them contayned were published and proclaymed throughoute the realme, as in the sayde statutes, and ordynaunces more plainly maye appere: neuertheles for certein causes at the requeste of the comons of Englande therupon specially made: It is assented and agreed, that the same ordynaunces and statutes of fyshers, bynteners and bytelers, made in the yeres aforesaid, shalbe holly annulled and repeled, and shall lose their effect and strength: neuertheles sauyng to the kyng all the forfeytures of wynes for the tyme past that to hym perteyneth by ver-

Fyshars. Bintenars. Bittaylers.

Wynes.

tue of

tue of the same ordynaunces and statutes: Prouyded alwayes, that all the tyntelers and vyteplers as well fyshers as other cõpynge with theyr vytayles to the cytye of London, shalbe from henceforth vnder the gouernance and rule of the mayre and aldermen of the sayd cytie for the tyme beyng, as in tymes past it hath ben vsed. London.

¶ Item where as late in the parlyament holden at Westmynster, the thyrd yere of the reygne of our sayde soueraygne lorde the kyng, at the request of the commons, and by the assent of the lordes temporall it was ordeyned and assented, and vpon a greuous peyne defended, that no subiecte of the kyng nor other person, of what estate or condycyon he were, shuld take neither receyue from thense forth within the realme of Englande procuracy, letter of attorney, ne letme, ne none other administration by indenture, or in any other maner, of no persone concernynge any benefyce of holy churche within the realme, but onely of the kynges subiectes of the same realme, without the especyall grace and expresse lycence of oure sayde soueraygne lorde the kyng, vpon certeyn peyn cõteyned in the same statute: It is assented and agreed by the same lordes and comons, that the same statute shall kepe his force and effecte in all poyntes. And more ouer it is also assented, that yf any alyen haue purchased, or from henceforth shall purchase any benefyce of holy churche, dignitie or other thynge, and in his proper persone take possessyon of the same, or occuppe it hym selfe within the realme, whether it be to his owne proper vse, or to the vse of any other, without especyall lycence of the kynge, shall be comprysed within the same statute, and moreouer shall incurre al peynes and forfeitures in al poyntes as is before ordeyned by an other statute made the .xxv. yere of the noble kynge Edwarde the thyrde graundfather to our soueraygne lorde the kynge that nowe is, concernyng them that purchase prouisions of abbeys or prioryes. And to the entent that suche lycences shall not be frome henceforth made, the kynge wyll and commaundeth to all his subiectes and other, that they shall absteyne them from henceforth to pray hym for any suche lycence to be gyuen: And also the kynge hym selfe wyll absteyne to gyue any suche lycence durynge the warres, excepte to the cardynall of Naples, or to some other especyall person, to whom the kynge is holden for an especyall cause. Cap. xii. Procuracy. Benefyce. Prouision. Lycence.

¶ Item it is ordeyned and assented, and also the kynge doth prohybyt, that from henceforth no man shall ryde in harneys within the realme, contrarye to the statute of Northampton therupon made, neyther with launcegays within the realme, the which launcegays be prohybited and clerely put out within the sayd realme, as a thyng prohybyted by our soueraygne lorde the kyng, vpon peyn of forfeiture of the sayd launcegays, armours, and other harneys, in whose handes or possessions they be fownd, that beare them within the realme contrary to the statutes and ordynaunces aforesayde without the kynges especyall lycence. Cap. xiii. Harneys. Launcegay.

¶ Item in writes of Premunire facias it is assented and agreed, that they, agaynst whom suche writes be sued, and who at this tyme be out of the realme, and be of good fame, and haue made theyr generall attorneys before Ca xiiii. Premunire facias.

theyr

Chancellour. they? departyng, that the chauncellour of Englande for the tyme beyng by the aduyse of the iustyces may graunt, that the same persons may appere to answere, to do and to receyue that thynge, whiche the lawe demaundeth by they? general attourneys aforesayd, as well as in other causes and quarels.

Attourney. And those persons, whiche from henceforth shall passe by the kynges licence, and be of good fame, that at they? requeste the chauncellour, by the aduyse of the iustyces, may graunt to them to make they? generall attourneis in the chauncery, by the kynges patent before they? passage, to answere as wel in the sayde writtes of Premunire facias, as in other writtes and playntes, in whiche case expresse mencion shall be made at all tymes of the wryttes and playntes of Premunire facias. And this patente so made, the sayde attourneys from henceforth in absence of they? mayster maye answere for them and make other attourneis vnder them, before any iudge of the realme, to do and receyue in the sayd cause as moche as in any other case or matter, notwithstandynge any statute made to the contrary heretofore.

Ca. xv. Item for the greuous compleynte that is made of mayntepners of quarels and champartours it is ordeyned and assented, that the statutes therof made in the fyrst and fourth yere of kyng Edward, graundfather to our soueraygne lorde the kyng that nowe is, and also in the fyrst yere of our soueraygne lorde the kynge that nowe is shalbe holden and kepte, and duely executed in all poyntes.

Mayntynoures. Champertours.

Ca. xvi. Item it is assented, and the kyng straytly defendeth, that from henceforth no person, alyen nor denysen, of what so euer estate or condycyon that he be, shall carye nor sende, nor do to be caryed nor sent by land nor by sea out of the realme of Englande, to any partyes of Scotlande, pryuely nor apperthy, any maner of armour, corne, malte or other vytayles, or any other refresshynge, vppon peyne of forfeyture of the same vytailes, armours, and other thynges aforesayde to gyther with the shyppes, vessels, cartes and horses, whiche shall brynge or carye the same, or of the very valoure of the same, except so it be that the kynge do gyue his speciall licence to the contrarye.

Scotlande. Armour. Corne. Wayte. Lycence.

And to the intent that these ordynaunces be duely kepte and put in due execucyon, it is also assented, that he whiche after proclamation therof made espye and proue that any hath offended or forfeyte in any poynt agaynst the fourme of this ordynaunce shall haue the thyrd parte of the sayd forfeitures holly to his owne vse.

Ca. xvii. Item it is assented and accorded, that in writtes of det, trespasse, and accompte, and in al other cases, where mayntynyte and wryttes of Supersedeas be graunted, that if the persons comprysed come not before the iudges at the day comprysed in the same mayntynyte, and by so moche the playntife is put to delaye and losse, the sayde mayntenours shalbe aunswerable to the playntyfes of a certein summe of syluer to be lymytte by the discretyon and aduyse of the sayd iudges, hauynge consideration to the qualitie and quantitie of the damages of the partyes and of the thynges in demaunde. And this ordynaunce of mayntenoures shall endure in assay tyll the next parlyament onely. And therfore we commaunde you &c. Dated &c.

Mayntynyte. Supersedeas. Mayntenoure.

Here

Cap. iii.

¶ Of the Regnalitie the statutes made at westmynster the .xii. yere of kynge Richarde the seconde.

TO the honour of god, and at the requeste of the comminaltie of the realme of Englande made to our soueraygne lorde the kynge in his parlyamente holden at Westmynster. in the morowe of saynt Martyn. the. xiii. yere of his reygne: the same our soueraygne lorde the kynge, of the assente of the prelates, great men, and commons aforesayde, hath done to be made in the same parlyament a certein statute for the common profyt of the sayde realme, and especially for the good and iuste gouernaunce and due execution of the cõmon lawe in the fourme folowynge.

Cap. i.

Lyberties, Charter, Purueiours.

FYrste it is ordeyned and enacted, that holye churche haue al her lyberties. And that the great charter and the charter of the forrest, the statutes of puruey ours and labourers, and all other statutes and ordynaunces heretofore made and not repealed, shall be holden and obserued and put in dewe execution accordynge to the fourme and effect of the same.

Cap. ii.

Iustyce.

¶ Item it is ordeyned and assented, that no manne of the lawe shall be from henceforth iustice of assyses, or of the common delyueraunce of iayles in his owne countrie. And that the chyefe iustyce of the cõmon benche be assygned amonges other to take suche assises and delyuer iayles, but as to the chyefe iustyce of the kynges benche it shall be as for the moste parte of an. C. yeres laste past was wonte to be done.

Cap. iii.

Iusticers. Counsayle.

¶ Item where as late in the tyme of the noble kynge Edwarde, graundfather of our soueraygne lorde the kynge that nowe is, it was ordeyned, that iustyces as longe as they shulde be in the offyce of iustyces, shoulde not take fee nor robe of any except of the kynge, and that they shoulde not take gift nor rewarde by them nor yet by other, priuyle nor apertlye of any manne whiche shoulde haue any thynge to do afore them in any wyse, except meate and drynke of small valoure. And that they shoulde not gyue councell to any great or small in thynges or affayers, where the kyng is party, or whiche in any wyse touche the kynge, vpon a certeyn peyne conteyned in the sayde ordynaunce. And in the same maner it is ordeyned of the barons of the escheker, as in the sayde ordynaunce is more playnly conteyned: (The sayde ordynaunce beynge rehersed in the parlyamente) it is ordeyned and assented, that no iustyce of the kynges benche nor of the common benche, nor none of the barons of the escheker, as longe as they shalbe in the offyce of iustice or barons, shall take from henceforth robe fee penceon gyft nor rewarde of any but of the kynge, except rewarde of meat and drynke, whiche shall be of no great valour. And that from hense forthe they shall gyue no councell to any great or smalle in thynges or affayers, wherin the kynge is partie, or whiche in any wyse touche the kynge, and that they be not of any mannes counsell in any cause, plea or quarell, hangyng the plea before them or in other of the kynges courtes or places, vpon peyne of losse of their offyce, and makynge to the kynge fyne and raunsome.

Barons del escheker.

¶ Item

Cap. iiii.

Entringe of pleas.

Raſynge of rolles.

Perdyctis.

¶ Item at the complaynt of the ſayde communaltie made to the kyng in the parlyament, of that that great diſheriſon in tymes paſt was done of the people, and myghte be done by the falſe entrynge of pleas, raſynges of rowles, and chaungynge of verdictes: It is accoꝛded and aſſented, that if any iudge oꝛ clerke be of ſuche default (ſo that by the ſame defaute there enſueth diſheryſon of any of the parties) ſufficyently conuycte before the kyng and his councelle by the maner and fourme, whiche to the ſame our ſoueraygne loꝛde the kynge and his councell ſhall ſeeme reaſonable, and within .ii. yeres after ſuche defaute made, if the partie greyued be of full age, and if he be within age, than within .ii. yeres after that he ſhall come to his full age, he ſhall be punyſſhed by fyne and raunſome at the kynges wyll, and ſatiſfye the partie, and as to the reſtitution of the inheritaunce delyuꝛed by the ſayd comons, the partye greyued ſhall ſue by wꝛytte oꝛ otherwyſe accoꝛdynge to the lawe, if he ſee it expedient foꝛ hym.

¶ Here begynneth the ſtatutes made at weſtmynſter the .ix. yere of kynge Rycharde the ſeconde.

Our ſoueraygne loꝛde the kyng, at his parlyament holden at weſtminſter the monday next after the feaſt of ſaynt Luke, the .ix. yere of his reygne, of the aſſent of the pꝛelates, dukes, marqueſſes, erles, barons and comens at the ſame parlyament aſſembled, hath oꝛdeyned and ſtablyſſhed the thynges vnder wꝛyten.

Cap. i.

Shireffes. Eſcheatours. Purueiours.

Barons del eſcheker.

Fyꝛſt it is accoꝛded and aſſented, that all the ſtatutes made by the parlyamente in the tymes of the kynges noble progenitours, and in his owne tyme, as wel of ſhyꝛeffes, vndershyꝛeffes, eſchetours and clerkes of ſhyꝛiffes, as of purueyours, and al other good ſtatutes and oꝛdynaunces not repeled by parlyamente, ſhall be fermely holden and kepte, and due execution therof done, accoꝛdyng to the effect of the ſame, except the ſtatute of the iuſtices and barons of the eſchekermade at the laſte parlyament, whiche bycauſe it is very hard and nedeth declaration, the kynge wyll that it be of no foꝛce tyll it be declared by parlyament.

Cap. ii.

Bylaynes. Neyfes.

London.

¶ Item where as diuers villayns and neyfes, as wel of great loꝛdes as of other people as wel ſpiritual as tempoꝛal, doſſye within cities, townes and places enfranchyſed, as the citie of London and other lyke, and feyn diuers ſuytes againſt theyꝛ loꝛdes, to the entent to make them free by the anſwer of loꝛdes: It is accoꝛded and aſſented, that the loꝛdes noꝛ other, ſhal not be foꝛ barred of theyꝛ bylayns bycauſe of theyꝛ aunſwere in lawe.

Cap. iii

Attaynt. Errour. Cike.

¶ Item it is accoꝛded and aſſented, that if the tenaunte foꝛ terme of lyfe, tenaunt in dower, tenaunt by the curteſye of England, oꝛ tenaunt in taple after poſſibilitie of iſſue extinct be impleded, and plede to an enqueſte, and loſe by the othe of .xii. oꝛ that they loſe by defaulte oꝛ in other maner, that he, to whom the reuertion of the tenementes ſo loſte pertayneth at the tyme of ſuch iudgemente gyuen, his heyꝛes and his ſucceſſours ſhalle haue an action by wꝛytte of attaynt to attaynte the ſame othe, if they wyl aſſygne the ſame othe to be falſe: and alſo by wꝛytte of errour, if errour be founde in the recoꝛde of ſuche

ſuche iudgement, as well in the lyfe of ſuche tenantes that ſo do loſe, as after theyr deth. And if ſuche iudgement erronyous be reuerſed, or ſuche falſe othe be found, that the tenaunt that dyd loſe by the firſte iudgement, if he be in lyfe, ſhal be reſtored to his poſſeſſion of the tenementes ſo loſte, with the iſſues in the meane tyme, and the partie purſuyng to the arrerages of the rent if any be dewe of the ſame tenementes. And if ſuche tenaunt be dead at the tyme of the iudgement gyuen vpon ſuche wrytte of atteynte and of errour, that reſtitution of the ſayd tenementes be made to the partie purſuyng, with the iſſues after the death of the ſayde tenaunte, togyther with the arrerages of the rente, yf any to hym were due in the lyfe of the tenaunt.

¶ Prouyded neuertheles that although the tenaunt, whiche ſo dyd loſe by the fyrſte iudgement, be in lyfe, and the partye purſuynge wyll allege, that the ſame tenaunte was of couyne, and of the aſſente of the demaundaunte, whiche recouered, that ſuche tenementes ought to be loſt, that reſtitution of the ſame tenementes be made, to the ſame partie purſuynge, with the iſſues and arrerages, as afore is ſayde. Sauynge to ſuche tenaunte his action by wryt of Scire facias out of the ſame iugement ſo reuerſed or gyuen, or wryt of atteynt, if he wyll trauerſe the couyn and aſſent afore ſayd, and otherwiſe not. And that this ſtatute holde place of iudgementes to be giuen in tyme to come. And alſo of .ii. iudgementes late gyuen in the kynges benche in .ii. pleas of errour, the one betwyxte Edmounde Fraunces and Idoyn his wife demaundauntes, and Roberte weſtby and other tenauntes of certeyn tenementes in Oxenforde, and in the ſuburbes of the ſame towne, and the other betwyxte the ſayde Edmounde and Idoyn demaundauntes, and Rychарde Cornewayl and Iſabel his wyfe tenantes of certeyn tenementes in the ſame towne, of whiche tenementes the reuertion at the tyme of the ſayde .ii. iudgementes gyuen, dyd pertayn to the mayſter and ſcolers of the college of the vniuerſitie halle in Oxenforde, as it is ſayde, ſo that the maiſter and ſcolers may haue and do theyr ſuite by writ of atteynt or of errour of the ſame iudgementes, as to them beſt ſhal ſeme, accordyng to the fourme of this ſtatute.

Cap.iiii.

Ordinarie.

¶ Item whereas a plea is moued betwixt party & party in the kinges court, which do diſcende to an iſſue vpon ſuch point, that is to ſay if the matter being in plea touche any pryour, be he perpetuall, or datyfe and remouable at the wyll of his abbot ſoueraygne, the one of the partyes wylle allege in declaration of ſuch perpetuyty, that ſuch pryour was preſented by his ſoueraygne to the ordinarye, and by hym receyued, inſtitute, and inducte: It is ordeyned and ſtablyſſhed, that in ſuche caſe, whan the partie diſcendethe to ſuche iſſue, that a wrytte be ſent to the ordynarye of the place, to certifye if ſuche pryour be perpetual or datyfe and remouable, as before, and that the matter be iudged accordyng to the certifycation, and that this ſtatute be of force betwixt the parties, as wel where ſuch pryour is not party, as where he is party, and as well in pleas hangynge, as in pleas hereafter to be cõmenſed.

Cap.v.

¶ Item at the reuerence of god and of holy churche it is accorded & ſtablyſſhed, that prieſtes & other people of holy church, taken in the marſhalſey of þ kinges houſe, ſhall pay ſuch fees as lay people pay reſonably and no more.

Prieſtes.

Here

Here begynneth the statute made at westmynster the .x. yere of kynge Rychard the seconde.

KNOVVE ye, that at the reuerence of god, and for to norisshe peace, vnitie, and good accorde in all parties within the realme of Englande, and specially for the comon profyte and ease of our people and good gouernaunce of the same our realme of Englande, whiche we souerayngly beare, of the assent of the lordes and comons assembled in our parlyament holden at westmynster the first day of October last past, we haue done to be made a statute, as well for the amendement of the sayd gouernaunce, as for the common profit of the sayde realme in the fourme folowynge.

Cap. i. WHere as our souerayngne lorde the kynge perceyueth, by the greuous complevnte of the lordes and commons of his realme, in this presente parlyament assembled, that his profyttes, rentes, and reuenues of his realme, by synguler and in sufficient counsell and euyll gouernaunce, as well of some late his great officers, as of dyuers other persons beyng about his person be so moche withdrawen, wasted, eloyned, gyuen, graunted, aliened, distroyed and euell dispended, that he is so moche impouerysshed and voyde of treasure and goodes, and the substaunce of the crowne so moche dymynisshed and distroyed, that his estate and the estate of his house may not honorablye be susteyned as perteyneth, nor the warres, whiche dayly haboundeth emvyron his realme, mayntayned nor gouerned without great and outragyous oppressions and importable charges of his sayde people, and also that the good lawes, statutes, and customes, of his sayd realme (whiche he is bounden to holde and obserue) be not nor haue not bene duely holden nor executed, nor full iustyce nor ryghte done to his sayde people: wherby many dilhertisons and dyuers great mischiefes and damages be happened, as wel to the kynge as to his sayde people and to all his realme: wherof he to the honour of god, and for the weale of hym and of his realme, and for the quietnes and reyfe of hym and of his people (who haue ben in dyuers maners greatly charged before this tyme) wyllynge with the grace of god agaynste suche mischiefes to prouyde a good and due remedye, hath of his free wyll, and at the requeste of the lordes and comons aforesayde, ordeyned made and assigned his great offycers, that is to saye, the chauncellour, treasourer and keper of his pryuy seale, suche as he holdeth good, sufficient, and lawfull for the honoure and profytte of hym and of his realme. And more ouer of his auctorytie royall, certeyn knowlege, good gree and free wyll, and by the auuyse and assent of the prelates, lordes and commons aforesayde in the fulle parlyament, in ayde of good gouernaunce of his realme, and good and due execution of his sayde lawes, and in relefe of the estate of hym and his said people in tyme to come, vpon the full trust that he hath of good aduisement, wit and discretion of the honorable fathers in god Wyllyam archbisshop of Canterbury, and Alysaunder archbisshop of Yorke, his dere vncles Edmund duke of Yorke, & Thomas duke of Gloucestre, the honorable fathers in god William bisshop of wyncheſter, Thomas bisshop of Exceſtre, and Nicolas

Chancellour. Treſourer. Keper of the pryuie ſeale.

abbot

abbot of waltham, and his welbeloued and faithful Richard erle of Arundel, John lord of Cobham, sir Reynold Lescrop, & John Deuoreux, hath ordeyned, assigned, and deputed them by his letters patentes vnder his great seale, to be of his great and continual counsel from saynt Edmondes euen the martyr by a hole yere nexte folowing after the date of the sayd letters patentes, to survey and examyne with the sayd great officers, that is to saye, the chauncelor, treasorer, and kepar of his pryve seale as well the estate and gouernaunce of his house and of al his courtes and places, as of al his realme, and of all his officers and mynisters, of what so euer estate, degre, or condycyon they be, as wel within the sayd house as without, and to enquyre and take information by al the wayes which to them best shall seame, of al the rentes reuenues & profytes that to him partetneth and be due, and ought to partayne and be due, as wel within the realme as without, in any maner way or condycyon, and of al maner gyftes, graūtes, alienations, and confirmations, made by him of landes, tenementes, rentes, annuytes, profytes, reuenues, wardes, mariages, eschetes, forfetures, fraunchises, liberties, boudaunces of archbishoprices, bishoprices, abbeies, priories, fermes of houses and possessions of alyens, and of al other possessions, summes of money, goodes and catals, and of al other thinges, and to what persons, and for what cause, and howe, and in what maner, and namely of those persones, the whiche haue taken without deserte, and also of all maner reuenues and profytes aswell of hys sayd realme, as of landes, seygnoryes, cytyes, townes, castels, fortresses, and all maner his other possessions, as well on thys syde the sea as beyonde, and of the profytes and emolymentes of his moneye and bullyons, and of the takynge of prysoners, townes, and places, shyppes, carakes, goodes, and raunsomes of warre by lande and by sea, and of benefyces and other possessions of cardynalles, rebelles, and all other alyens, and also of catyeng of moneye oute of the realme by the collectours of the pope, procuratours of the cardynals, Lumbardes, and other persons as well alyens as denysens, and of the emolymentes and profytes commynge and rysynge of the customes and subsidyes of wolles, lether and wolfelles, and of small customes and other subsydyes of clothes, wynes and all other marchaundyses, and of dismes and quynzyms, and of all other subsydyes and charges graunted by the clargye and comons, and also of the receytes, profyttes, and paymentes of the banapar of his chauncerye, and of all other his receytes from the tyme of hys coronation tyll nowe, and of fees, wages, and rewardes of officers and mynysters more and lesse, also of annuytes and other rewardes, and also gyftes and grauntes made to any persons by hym and by his father and his graundfather in fee, or for terme of lyfe, or in any other maner, and yf gree or paymente be to them therof made, and by whome, and howe, and in what maner, and also howe moche they haue released or gyuen to officers or other to haue theyr paymentes, and to what persons, howe and in what maner, and of landes, tenementes, rent, reuenues, and forfeytures, bargayned and sold to the preiudyce and domage of him and of his crowne, and by whome, and to whome, howe, and in what maner, and of the sale

or bargayne of tayles and patentes of syngulor profytte as well in the tyme of his sayde graundfather, as in his owne tyme, and howe, and by what persones, and also of all hys tenures and goodes, whiche were hys sayde graunde fathers at the tyme of his death, and what, and of what price or valoure, and where they be become, and howe and in what maner, and of all cheuysaunces in any wyse made to hys vse by any maner persons, and of all losse and damages whiche he hathe had and sustayned by the same, and by what persons howe and in what maner, and of chattels of pardons generall and especyall, and also of the summes and paymentes and maner of the expences as well of hys sayde house as for the saluation and defence of his realmes, landes, seignowryes, townes, castels, fortresses, and other places on thys syde the sea, and beyonde, done and receyued by any persones as well soudyers as other, and by any maner waye, and howe and in what maner, and howe moche they haue gyuen to haue theyr paymentes, and of the concelementes of hys rygh tes and profyttes, and by whome, howe, and in what maner, and of mayntenours and takers of quarels, embracers of enquestes, and of offycers and mynysters made by bycage and of theyr byggers, and of them that haue taken the sayde bycage, and howe and in what maner, and also of all the defaultes and offences that be done as welle in hys sayde house and his other courtes and places afore sayde, as in all other places within hys realme of Englande by anye maner persones, whereby the profytte of hym and of hys crowne hathe bene empayred and dymynysshed, or the common lawe dysturbed or delayed, or other domage to hym happened: gruynge and commyttynge by the same of hys royall auctoryte, and by the aduyse and assent afore sayde, to the sayd counseylers and to .vi. of them, and to the sayde greate offycers, full power and auctoryte generall and specyall, to entre his sayd house and all the offyces of the same, and al his other courtes and places as often as them please, and to do come before them (where and when them pleaseth) the rolles, recordes, and other mynymentes and euydences, suche as them lyketh, and all the defautes, wastes and excesses founde in hys sayde house, and also all the defaultes and mysprysyons founde in the other courtes, places offycers and mynysters afore sayd, and in all the other artycles and poyntes above named and euery of them, and also all the other defautes, mysprysyons, excesses, falsytyes, dysceyptes, extorcyons, oppressyons, domages, and greuaunces done in preiudyce, domage, and dysheryte of hym and of hys crowne and the estate of hys realme in generall or specyall above not specyfyed nor expressed, to amende, correcte, repayre, redresse, reforme, and put in due and good estate and stablysshement, and also to here and receyue all maner of complayntes and querels of all his lyeges, which wyll sue and complayne them as wel for our sayd soueraygne lorde the kyng as for them selfe, before the sayd councellers and offycers, of all maner of duresses, oppressions, iniuries, wronges, and mysprysyons, whiche maye not be well amended nor determyned by the course of the common lawe of the land before vsed, and therof to gyue and make good and due remedye and recouerye, as well for oure

sayde

ſayd ſoueraygne lo3de the kyng, as fo3 hys ſayd liege people, and al the thinges afo3e ſayd and euery of them fully to dyſcuſſe, and finally to determyne, and therof to make full execution acco3dynge as to them beſte ſhall ſeme, fo3 the honour and p3ofyte of our ſayde ſoueraygne lo3de the kynge and of his eſtate and reintegration of the ry3hte and p3okites of his ſayde crowne, and better gouernaunce of the peace and lawes of thys lande, and reliefe of his ſayde people: wyllynge alſo that yf dyuerſytye o3 variaunce of opynyon ryſe o3 happen betwene the ſayde counceilers and officers, that the iudgement and opynyon of the greater partye haue fo3ce and holde place, as in the ſayd letters patentes is fully conteyned: Wherupon our ſayd ſoueraygne lo3de the kynge, wyllynge that the co3rectyons and red3elles of the defautes and myſp3yſions afo3e ſayd may be fo3 the p3ofite of him and of his ſayd realme in the fourme afo3eſayde, put in due execution, without beyng b3oken o3 dyſtourbed by any, of the aſſente of the lo3des and commons of hys ſayde realme in thys p3ſent parlyament hath o3deyned and ſtablyſſhed, that euery one of hys ſayde lyeges greatter o3 leſſe, of what ſo euer eſtate o3 condycyon that he be, ſhall be attendynge and obedyente in howe muche that toucheth the artycles afo3e ſaid and euery dependencye theron, to the ſayd counſellers and officers in the fourme afo3ſaid. And that euery perſon that ſhalbe iudged befo3e them as conuycte of any of the defaures o3 myſp3iſions afo3e ſayd, ſhal take and recepue without debate makyng ſuche co3rection as ſhall be iudged to him by the ſaid counceilers and officers in the fourme afo3ſaid. And that no perſon, of what eſtate o3 cõdition that he be greater no3 leſſe, ſhal gyue to the kyng p3iuyly no3 appertly, counſel, exho3tation o3 mocyon, wher by the kyng ſhuld repeale they3 power within the tyme afo3ſayd, in any point o3 do any thyng contrary of his ſayd graunt, o3 of any of the ſayde artycles. And yf any perſon, of what eſtate o3 condition that he be, do agaynſte the o3dynaunce and ſtablyſſhment afo3e ſayd, o3 p3ocure o3 do any thyng in any maner, wherby the ſayde counſellers be dyſturbed in any poynte vpon the exercyſe of they3 ſayde power, o3 whiche excepteth o3 p3ocureth oure ſayde ſouereigne lo3d the kyng to do o3 cõmaunde any maner thing, wherby the power of the ſayd counſellers and officers, o3 the execution of their ſayd iudgement, and awardes to be made in the ſame, be in any poynt afo3ſayd defeated, and that duely p3oued by good and true witneſſes, whiche be noto3iouſly holden of good fame and condition, not ſuſpected, conenably exampned befo3e the kynge and the counceilers and offycers afo3ſayde, anye of the iuſtyces of the one bench o3 the other taken to them, o3 other dyſcrete and lerned in the lawe, ſuch as pleaſe the ſaid coũſelers and officers, ſhal haue ſuche penaunce: that is to ſay, at the firſt tyme that he ſhalbe ſo conuyct, he ſhall fo3feyt al his goodes and catals to the kyng, and neuertheles he ſhalbe impriſoned at the kinges wyl, and yf any ſuche perſon be duely attaynted in the fourme afo3ſayd, of councell, excytation o3 mocyon gyuen to the kynge, o3 of doyng the contrarye of his ſayde graunt, as afo3e is ſayde, albeit the kynge doth nothinge by ſuche councell, excytatyon, o3 motyon, yet he ſhall haue ſuche penaunce as afo3e. And yf it happen (whiche god defende) that he ſo beare hym af-

derwarde, that he be an other tyme attainted (as afore) of any of the sayd defautes or misprisions, than the same persone so convict or attainted, shal haue at the .ii. tyme the penaunce of lyfe and of membre. Sauynge alwayes the dygnytie pontifycal and priuilege of holy churche and clerical in al the thinges afore sayd. And that thys statute holde force and effect duryng the sayde commission onely. And therfore we commaund the, that thou do the sayd statute openly to be cryed and publyshed in cytyes, boroughes, townes, feyres, markettes and other notable places within thy bayliwike within fraunchise and without, accordynge to the tenour and fourme of the same. Dated. &c.

Here begynneth the statute made at Westmynster the .xi. yere of Kynge Rychard the seconde.

OVR soueraigne lorde the kynge hertely desyryng, that the peace of his lande be well holden and kepte, and his faythful subiectes norisshed and gouerned in quyetnes and tranquilyty in all parties within his realme of Englande, to the honour of god and for the causes afore sayd, of the assent of the lordes and commons of his realme of England, assembled at his parlyament holden at Westmynster the morowe of the Purvfycation of our Lady, the .xi. yere of his reygne, doth make and stablisshe certeyne statutes and also dothe graunt certeyne graces and pardons in the fourme vnder written.

Cap. i. FYRST our soueraigne lorde the kyng amonges other petitions and requestes to hym made by the commons of his sayd realme in the sayd parlyament, hathe receyued one petition in the fourme folowynge.

petic. i. The commons prayeng, that where as at the last parlyament for cause of the great and horryble mischiefes and peryls, whiche an other tyme were fallen by euyll gouernaunce, whiche was aboute the kynges person by all hys tyme before, by Alysaunder late archebyshope of Yorke, Roberte de Vere late duke of Irlande, Myghell de la Pole late erle of Suffolke, Roberte Tresilian late iustyce, and Nycholas Brembre knyghte, and other theyr adherentes and other, wherby the kynge and all his realme were very nyghe to haue bene holly vndone and destroyed, and for thys cause, and for to eschewe suche peryls and mischiefes for the tyme to come, a certen statute was made in the same parlyamente and a commyssyon to dyuers lordes for the weale honour and saufgarde of the kinge, his regalye, and of al the realme, The tenour of whiche commission and statute hereafter folowyth.

RYCHARDE by the grace of god kynge of Englande and of Fraunce and lorde of Irlande, to all them that shal se or heare these letters greetynge. we haue certenly conceyued by the greuous complaynte of the lordes, and commons of our realme in this present parlyament assembled, that oure profytes, rentes, and reuenues of our sayd realme. &c. and so forthe, as in the statute next goynge before tyll these wordes.

That the iudgemente and opynion of the greater partye haue force and hold place, and than thus, Commaundinge and chargynge all prelates, dukes, erles, barons, stewarde, treasorer, and controller, and all other officers of oure

of our house, iustices of the one benche and of the other, and all our other iustyces, barons and chaumberlaynes of the eschekier, sherriffes, eschetours, mayers, baylyffes, and all our other officers, ministers, and lyege people, that they be attendynge, obeydent, counsellyng, and aydynge as often and by the maner as our sayd councellers and officers shal do them to weete on our behalfe. In wytnes whereof we haue done to be made these our letters patentes. Dated vnder our great seale at westmynster the xix. daye of Nouembre, the .i. yere of our regne.

WHERE as our soueraigne lorde the kynge perceyueth, as as in the same last statute in the .x. yere tyl the ende of the same statute, and than thus. And therupon the said Rilsaunder, Robert, Wyghel, Robert, and Nycholas and theyr sayd adherentes, seynge that theyr sayde euyll gouernaunce shulde be perceyued, and they by the same cause the lyghtlyer to be punyshed by good iustyce to be done, and alle theyr euyll bedes and purposes before bled to be disturbed by the sayde lordes assygned by commyssyon, as afore, made, conspyred, and purposed dyuers horrible treasons and euylles agaynste the kynge and the sayde lordes so assygned, and against all the other lordes and commons, which were assentynge to the makynge of the sayd ordynaunce and commyssion, in destruction of the king his regalyand al his realme: whereupon Thomas duke of Glouceſtre the kynges vncle, and sone to king Edwarde, whom god assoyle, Richarde erle of Arundell, and Thomas erle of warwyke, perceyuynge the euyl purposes of the sayd traytours, dyd assemble them in horrible maner for the saufgarde of theyr persons, to shewe and declare the sayde treasons and euyl purposes, and therof to set remedy, as god wold and came to the kinges presence, affirmyng agaynst the sayd .v. traytours appeales of highe treason by them done to the kynge and to his realme, vpon which appeale the kyng our soueraigne lorde adiourned the sayd parties tyl this present parliament, and dyd take them in his saufe protection, as in the record more vpon the same appele fully appereth. And afterwarde in great rebellion and agaynst the sayd protection, the sayd traitours with theyr sayd adherentes and other afore sayd, continuing theyr euyl purpose, some of them assembled a great power to haue destroyed the sayd duke and erles appellauntes, and other the kynges lawful liege people, and to accomplisshe their treasons and euyl purposes afore sayd, wherupon the sayde duke of Glouceſtre, Henry erle of Derby, the sayd erles of Arundel and warwike and Thomas erle Marshal, seynge the open destruction of the kynge and of al his realme, yf the sayd euyll purposed traytours and theyr adherentes were not resysted, which myghte not otherwyse haue bene done but with stronge hande, for the weale and saufgarde of the kynge our soueraygne lorde, and of all his realme, dyd assemble them forcybly, and rode and pursued tyll they had disturbed the sayd power, gathered by the sayd traytours and theyr adherentes afore sayde, whiche .v. traytoures be attayned in this present parlyamente of the treasons and euyls afore sayd at the suyte and appeale of the sayd duke of Glouceſtre, erles of Derby, Arundel, warwyke, and Mareschall: That

Protection.

it wolde pleafe oure redoutch fouereyngne lorde the kynge to accepte, approue and affirme in this preſent parliament, all that was done in the laſt parliament, as afore, and as moche as hathe bene done ſyns the ſayde laſt parliament by force of the ſtatute ordynaunce or commiſſion aforeſayde, and alſo all that the ſayd duke of Gloucefter, erle of Arundell and of Warwyke and all that the ſame duke and erles and the ſayd erles of Derby and Marſhall or any of them dyd, or any other of theyr compayne, or of theyr ayde, or of theyr adherentes, or of any of them, or touchynge the aſſembles, ordynaunces, appeales, and purſuytes aforeſayd, as a thynge made to the honour of god, ſaluation of the kynge, maintenaunce of his crowne, and alſo of the ſaluation of all his realme: and alſo to ordeyne and ſtabylſhe, that the ſayde duke of Gloucefter, erles of Derby, Arundell, Warwyke, and Marſhall, nor none of them, nor none of ſuche as haue bene of theyr retynue or compayne, force, ayde, or counſell, or of any of them, to the thynges aforeſayd, nor none other perſon for any thynge aforeſayde, ſhal be impeched, moleſted or greued at the ſuyte of the kynge nor of the partye, nor in other maner becauſe of any aſſemble, ordynge, ordaynge, leuenge of peuple, or of baners, dyſcomfeture, deche of a man, impyſonement of any perſone, takynge, ledynge awaye, or deſtruccion of horſes or of other beſtes, takynge or carpenge of goodes, harnes, armoure, catals and other moueable goodes, ordeynynge of houſes or of other poſſeſſions or goodes, aſſaute, batterye, robberyes, theftes, ordynynge or carpenge with force and armes, or armed in the kynges preſence at the parliamente or counſell or elſ where, telynge of peuple, or ertynynge the peuple to ryſe forcyble agaynſt the peace by letters, rennynſpons or any other order, or of any other thynge that maye be ſurmyſed by them or any of them, or ought or purpoſed to haue bene done from the begynnynge of the worlde vnto thynge any of the ſayde matters before the ende of thys preſente parliamente by any imaginacion, interpretacion or other colour, but ſhalbe quyte and diſcharged for euer, excepte that the kynge be anſwered of all the goodes and catals that were to them, whyche be atteyned ſyns thys preſente parliamente, or to any of them, and whether robbes and thynges were taken by any perſon at the tyme paſt of Januarye laſt paſt or after hytherto: and alſo by cauſe thynge the matter of the ſayde petycion to be true, and at the requeſt of our ſayde ſouereyn lorde at this parliamente, to be to the honour of god and profyt of his and oure realme, of the aſſente of the prelates, dukes, erles, barons and all other of this preſente parliamente do graunte therequeſte of the ſayde commens in all poyntes after the tenure of theyr ſayde petycion. And moreouer the aſſent aforeſayd be wyll and graunte for the greate goodnes of our ſayde ſouereyn lorde, though that the ſayde duke or erles appellaunces or any other of theyr compayne, retynue, force, ayde, counſell or adherence or any of them haue ſuen, ledde awaye, or withholden any of oure iuſtyces or any other our mynyſters, in deſtraynynge or execucion of the lawe of oure realme of Englande, or in other maner, or that they haue taken any maner perſon tenployre to hym or to oure realme or other perſon, and the ſame haue voluntarylye ſuffered to go at large or eſcape beyonde the ſea from the xiij.

daye of Nouember laste paste, tyll the ende of this p̄sent parlyament, that they no' none of them be fo' this cause impeached, molested, no' greued by any maner waye at the supt of vs, our heyres no' none other party, but therof they shall be quyte and discharged fo' euer, no' that they no' any of them be in any wyse molested, grieued no' impeached at the suit of vs, our heyres, no' of other partie fo' any thyng done at any tyme fo' to atteyne to their purpose agaynst the sayde appeales o' any of them, o' agaynst any other person fo' this cause, no' fo' other thynge o' dede to affyrme the same purposes tyll the ende of this p̄sent parlyamente, but therof shall be quyte and dyscharged fo' euer.

Cap. ii.

Petit. ii.

¶ Moreouer we haue receyued an other petition delyuered to vs in this p̄sent parlyament by the same comons in the fourme folowynge.

Item that no' person, that hath ben about the kynges person, no' none other person shalbe impeached, molested, no' grieued by appeale, accusement, o' in other maner, bycause of euell gouernaunce o' euyll counsell aboute the kynges persone in any tyme before the ende of this p̄sent parlyment, o' by cause of any other thynge than hath ben declared in this p̄sent parlyament fo' treason o' misp̄ision, except those that be attaynted o' iudged in this p̄sente parlyament, and except John Kyppon clerke, Henrye Bowete clerke, Wyllyam Monkton clerke, John Lancaster knyght, Henry Ferers knight, Rychard Clyffo'de clerke, Rychard Metfo'de clerke, John Lyncolne of Grymesby clerke, Nycholas Slake clerke, John Holcotes Esquyar, Nycholas Southwell, James Lustrake, Henrye Clarke of Clakstede, Symkyn of Shyp̄yngham, John Fitzmartyn clarke, Wyllyam Chesterton persoune of Ratleseden, fryer Rychard Roughton of the o'der of fryers mynours, and Thomas his b'other, and all they that be beyonde the sea with the other traytours, and all other that wylle go to them hereafter. Item that none, whiche hath ben of the retinue, company, fo'ce, ayde, councel, assent, o' adherence of them that be attaynted o' iudged in this p̄sente parlyament, o' of anye of them (except those before excepted) be impeached, molested no' grieued at the suyte of the kynge no' other partie, no' in other maner, bycause of any assemble, rydynge, beatynge, leuynge of penons o' of baners, discomfyture, deth of a man imp'sonement of any person, takyng ledyng awaye, o' withholdynge of ho'ses o' other beastes, takynge o' caryenge of goodes, harneys, armour, catals o' other mouables, b'ennynges of houses o' of other possessions o' of any goodes, assaut, baterye, robberyes, theftes, compynge and caryenge with fo'ce and armes, o' armed in the kynges p̄sence at the parlyament, counselles, o' els where, resynge of people, o' excytynge the people to ryse fo'cyble and agaynste the peace, by letters commissyons o' other dedes agaynst the entent o' pursuite of the sayde duke of Glouceſtre, erles of Darby, Arundell, Warwyke and Marshall, whiche intent and pursuit be declared by they' appeale in this p̄sent parlyamente, o' of any other thyng that may be surmysed that they o' any of them ought to haue done o' purposed to haue done from the begynnynge of the wo'lde, touchynge any of the matters agaynst the intent and pursuyte afo'esayd de-

clared in the ſayd appeale. whiche petition of the aſſent afore ſayd we haue graunted in all poyntes, and therof we wyll and graunt full pardon and remiſſion to them and euery of them, to whom it perteyneth, accordyng to the contynue of the ſame petition.

Cap. iii. ¶ Alſo we haue receyued two other petitions delyuered to vs in the ſame parlyament by the ſame commons in the fourme folowynge.

Petit. i. Item that the appeales, purſuytes, accuſementes, proceſſe, iudgementes, and executions made and gyuen in this preſent parlyament be approued, affyrmed, and ſtablyſſhed as a thynge duely made, for the weale and profytte of the kynge our ſoueraygne lorde, and of all the realme, not withſtanding that the lordes ſpirituall and theyr procuratours dyd abſent them out of the parlyament at the tyme of the ſayde iudgementes gyuen, for honeſtie and ſaluation of theyr eſtate, as is conteyned in a proteſtation by the ſame lordes ſpirituall and procuratours delyuered in this preſent parlyament. And that by ymagynation, interpretatyon, or anye other motyon, none of the ſame be reuerſed, broken, or adnulled in any maner. And who ſo euer that make purſuyte to breake, adnull, or reuerſe any of the ſayd poyntes, which purſuyte is of record, he ſhall be iudged and haue execution as a traytour and enemye of the kynge and his realme. Prouyded alwayes, that this acceptaunce, approbatyon, affirmaunce and ſtablyſſhemente touchyng the aſſembles, appeales, purſuytes, accuſementes, proceſſe, iudgementes and executions aforſaid, haue and hold force and vertue in this caſes ſo fallen and happened or declared onelye, and that they be not drawen in example nor in conſequencye in tyme to come, nor that the ſayde cõmiſſion made at the laſte parlyamẽt, be drawen in example nor conſequency hereafter, but as moch as is done touchynge the ſayd matters ſhall ſtand fermely for the tyme that is paſt, ſyns that they were ſo profytable to the kyng and ſuſtynance and maintenaunce of his crowne, and ſaluation of all the realme, & made of ſo great neceſſitie. And thoughe that dyuers poyntes be declared for treaſon in this preſent parlyament, other than were declared by ſtatute before, that no iuſtyce haue power to gyue iugement of other caſe of treaſon, nor in other maner, than they had before the begynnynge of this parlyament.

Petit. iii. ¶ Item that none of the traytours atteynted by the appeale aforſayd, or accuſementes of the cõmons, whiche be yet in lyfe, ſhalbe reconſyled nor reſtored to the lawe by pardon nor in other maner, ſaufynge the grace and pardon whiche is made in this preſente parlyament, and if any do purſue to reconſyle them, or to make them to haue pardon, or to reſtore them to the common lawe in any maner, and the ſame be duely and openly by record proued, he ſhall be iudged and haue executyon as a traytour, and enemye of the kynge and of the realme: and if any charter of pardon, or lycence to repayre in to Englande, or other graunt be made to the ſayde traytours or any of them to be reſtored to the common lawe, or to abyde in Englande, or in other place than is lympt to them in this preſent parlyament, that all ſuch charters and grauntes be voyde and of no valour. And if any of the ſayd traitours come agayne, or holde hym in Englande or els where withyn the power and ſygnowrye

nowyse of the kynge or any of his lieges by any way, or if any of the sayde traytours, whiche be lympt to abyde in certayn places be founde out or passe the plate to hym lymyt, as afore is sayd, it shall be done of hym as of a traytour and enemye of the kyng and of the realme. Whiche petitions we of the assent afore sayde haue graunted in all poyntes, and we wyll that the same our graunte shall stande ferme and stable arrordynge to the contynue of the sayde petitions without bleamyshe for ever.

Cap. iiii. Forfayture.

Item it is ordeyned and stablisshed, that in the ryghte of the same forfeytures of those that be iudged in this present parlyament before the .xx. daye of this present moneth of Marche, that the kynge haue the forfeyture of all the castels, seignowryes, reuertions, landes, tenementes, fees, auowsons, fraunchyses, lyberties and all other possessyons, whiche were to Alysaunder late archebyshop of Yorke, Robert de Vere late duke of Irelande, Wyghel de la Pole late erle of Suffolke, Robert Tresylian knyght, Nycholas Brembre knyghte, John Blake, and Thomas Ulke, or to any of them the fyrste daye of the last parlyament, whiche was the fyrste day of Octobre, the .x. yere of the kynge that nowe is, or after hytherunto, and whiche any other had of the gyfte, graunt or feffement of the sayd archbyshop of Yorke, duke of Irelande, erle of Suffolke, Roberte Treslyan, Nycholas Brembre, John Blake, and Thomas Ulke, or of any of them, or of the gyfte graunt or feffement of any other by bargayn or in other maner to the vse of the same archebyshop of Yorke, duke of Irelande, erle of Suffolke, Robert Treslyan, Nycholas Brembre, John Blake, and Thomas Ulke, or of any of them, the sayde fyrst day of the laste parlyament or afterwarde hytherto shall be forfayte to the kynge, And that all the goodes and catals, whiche were to the sayde archebyshoppe of Yorke duke of Irelande, erle of Suffolke, Robert Treslyan, Nycholas Brembre, John Blake, and Thomas Ulke, or any of them, the .xxii. daye of Nouembre last past, or after hytherto, shall be also forfeyt to the kyng. And if any of the sayde archebyshop, duke, erle, Robert, Nycholas, John and Thomas haue dimysshed them of any of theyr goodes and cattals by colour of any feyned gyfte or sale, or payment of det not due, or in other maner by fraude or collusion, after the sayde fyrst day of the last parlyament tyll the sayde .xx. day of Marche, suche goodes and cattals shalbe forfeyt to the kynge. And also that all the landes, tenementes, reuertyons, fees auowsons, fraunchyses, lyberties, and all other possessions, whiche were to R. Belknap, Jhon Holt, John Cray, and Wyllyam Burgh knyghtes, or to any of them the fyrst day of August last past or after hytherunto, and which any other had of the gyft, graunt or feffement of the sayde Robert Belknap, John Holt, John Cray, and Wyllyam Burgh, or of any of them, or of the gyft, graunt, or feffement of any other by bargayne or in other manner to the vse of the same Roberte Belknap, John Holte, John Cray, and Wyllyam Burgh or of any of them, the sayd fyrst day of August, or after hitherunto, shalbe forfeyt to the kynge. And that all the goodes and catals whiche were to the sayd Robert Belknap, John Holt, John Craye, and Wyllyam Burghe, or to any of them the .vi. day of the sayd moneth of

Marche

Marche, on whiche day they were iudged, or afterward hytherunto, shall be also forfeyt to the kynge. And if any of the sayde Roberte Belknap, John Holt, John Cray, and Wyllyam Burgh haue dimilled them of any of their goodes and catals, by colour of any feyned gyfte or sale, or payment of any det not due, or in other maner by fraud or collusion after the sayd first day of August tyll the sayde. vi. day of Marche, suche goodes and catals shall be forfayte to the kynge. And also that all the landes and tenementes, reuertyons, fees, auowsons, franchyses, lyberties and all other possessions, whiche were to Roger Fulthorp knyght, and John Lokton, or any of them, the. xxv. day of the sayde moneth of Auguste or afterwarde hytherunto, and whiche any other had of the gyft, graunt, or feffement of the sayd Roger Fulthorp, and John Lokton, or any of them, or of the gyft, graunt or feffement of any other by bargayn or in other maner to the vse of the same Roger and John, or of any of them, the sayd. xxv. day of Auguste or afterwarde hitherunto, shalbe forfeyt to the kynge, and that all the goodes and catals, whiche were to the sayd Roger and John or to any of them the. vi. day of the sayde moneth of Marche, at whithe daye they were iudged, and afterwarde hytherunto, shall be also forfeyt to the kynge. And if any of the sayde Roger Fulthorp and John Lokton, haue them dimilled of any of theyr goodes and cattals by colour of fayned gyft or sale, or payment of any det not due, or in other maner by fraud or collusion after the sayde. xxv. daye of August tyl the sayde. vi. daye of Marche, suche goodes and cattals shall be forfeyt to the kynge.

Cap. v. Forfayture.

Item it is ordeyned and stablyshed, that the kynge shall haue the forfeiture of all the castels, seignowries, reuertions, landes, tenementes, fees, auowsons, fraunchyses, lyberties and all other possessions, whiche were to T. byshop of Chychester, Symon Burley knyght, John Beachaump of Holt knyght, James Berners knyght, and John Salesbury knyghte, also iudged in this parlyamente, or whiche were to any of them, the sayde fyrste daye of Octobre, the sayde. x. yere, or whiche any other hadde of their gift, graunt, or feffement, or of any of them, or of the gyft, graunt, or feffement, of any other by bargayne, or in other maner to theyr vse, or to the vse of any of them the sayd fyrste daye of Octobre, or after, tyl the daye that they were iudged in this parlyamente, and that all the goodes and cattalles, whiche they or any of them had the. xvii. daye of Nouembre last paste or after, tyll the sayde daye of theyr iudgement, shall be also forfeyt to the kynge, and yf any of them hath dimilled hym of his goodes and cattals by colour of any fayned gyfte or sale, or payment of det not due, or in other maner, by fraud and collusion, after the sayde fyrste daye of Octobre, the sayde. x. yere, tylle the day that they were iudged in this present parliament, they shalbe also forfeyt to the kynge, and if any rent charge be demaunded of the sayde castels, seignowries, landes, and tenementes in demeane or reuertion so forfeyte, as afore is sayd, and the sayde rent were graunted not to the intent to be payed by the grauntour effectually, nor after the purporte of the sayd graunt, that in suche case the sayd castels, seignowries, landes and tenementes so forfeyt,

shall be

shall be therof discharged, and suche graunt of no valour. And moreouer it is ordeyned and stablysshed, that proclamation shall be made in the counties, that euery person, that hath any of the goodes and cattails to forfeyt as afore is sayde, or to whose handes suche goodes and cattails shall come, that he within .iii. monethes after the proclamation so made, shall come and certify the same to the kynges councell, and if he do not, and be therof duely attayned, he shall be holden to answere to the kyng, and the same goodes and cattailes so conceled or the price of the same, and beside that is mothe as the same goodes and cattails so conceled be worth, and he shall also haue one yeres imprisonment. Prouided alwayes that if any of the sayde persones abiudged, be or were seased or in possession of any castells seygnouries, landes, tenementes, reuertions, fees, aduowsons, fraunchyses, liberties, or other possessions by feffement, gyfte or graunt of any person to the vse and profyte of any other, than to the vse and profyte of the sayde persones adiudged or of any of them, that suche castelles, landes, tenementes, reuertyons, fees, aduowsons, fraunchyses, liberties and any other possessions shall in no maner be forfeyte, nor thurthis ordynaunce or stablysshement of forfeyture shal extende to them. And moreouer it is ordeyned and stablysshed, that the kyng shal haue al the sayde forfeytures, as well within fraunchyses as without: Saunge therbyght of the lordes of the sayde fraunchyses, if any ryght to them pertayne in this behalfe. And it is not the intent of the kynge, nor of the lordes and comunes of the parlyament, that by force of this statute the issues in tayle, or ryght in reuertion or in remaynder, or women of their dowrye, or inheritour within their full dowbles of gyftes, graunces, and feffementes made before the sayde tyme hynder or forfeyture, shall be barred or forclosed of their ryght, but that they tyme shall come accordynge to the comon lawe.

Cap. vii.

Dilacions.

Item that all maner of seygnories, landes, tenementes, rentes, reuertyons, goodes, and possessions, & all maner cattails forfeyt to the kyng, by cause of iudgementes gyuen against the persones adiudged in this parlyament, and also al other landes and tenementes, escheates, forfeytures, wardes, maryages, and all the profyttes whiche be or shall come in the kynges hande by any cause, shall abyde holly in the kynges hande, vntyll the kynge be answered of his dettes, and in ayde to maynteyne his estate, and also in ease and supportation of his poore comunes of the realme, notwithstandynge any graunt or graunte made to any before this tyme, and that no great man or seruaunt in the kynges house, nor about the kynges person, nor no other of whose estate or condition that he be, pryuylege nor apportyse be so hardy to take of the kynges gyfte any of the sayd seygnoryes, landes, tenementes, rentes, reuertyons, goodes, possessions, escheates, forfeytures, wardes, maryages, cattails or profyttes, or any other profyttes and rentes duryng the warres (as afore) vpon peyne to forfeyt the double to the kyng, and repeale of the same thynge so demanded, and to be remoued and imprysoned at the kynges will, except offices and bayliwikes, benefices and auaunteme-

Cap. vi.

Forfeitures.

nts of holy church. And except that that the kyng hath gyuen in this present parlya-

parliament so that in the right of the forfeitures judged in this present parliament, yf any pretende to haue right or interesse to the same, he shal sue to the councel, if hym so lyketh and right shalbe done to hym: and that the kynges great officers, by aduyse of other lordes of the councell, shal haue power to sell parcell of the sayde forfeitures by theyr discretyon, and that the gyft and graunt to be made vpon suche sale shalbe firme and stably sthen.

Cap. vii.

Victayles.

Item where as by a statute made at Yorke the .xxv. yere of kynge Edwarde the .iii. it was ordeyned and stablysshed, that all marchauntes alyens and denyzens, and all other, and euery of them, of what estate and condition they be, which wyll bye or sel come, wyne, vyuers de peys, flesh, fysshe, and all other victayles, woll, clothes, wares, marchaundyses and all other thynges vendable, fro whense foruer they come by forayne or by denyzens, in what place that it be, be it cytye, burough, towne, porte of the sea, fayre, market, or other place within the same realme, within fraunchyse or without, maye freely and without disturbance sell the same to whome pleaseth them, as well to forayne as denyzens, except to the enemyes of the kynge and of hys realme, and yf parcase disturbance be done to any marchaunte alyen or denyzen or other, vpon the sale of suche thynges in cite, burough, towne, porte of the see or other place, within the which hath a fraunchyse, and the mayre, bayliffes or other that haue the keping of the sayd fraunchyse be required by the sayd marchauntes or other therof to make remedy, and do not, and therof be attainted, the fraunchise shalbe taken into the kynges hond and nenertheles he and other, which haue done this disturbance, shalbe holden to reuerse to the sayd marchaunte his double damages, which he hath sustayned by thys occasyon, and yf such disturbance to suche marchaunte or to other in townes vp places where no fraunchyse is, and the lorde, yf he be present or hys bayliffe, constable or other warden of the sayd townes or places, in absence of the lordes therof required to do right, do not, and therfore be duely attayned they shall pelde to the playntyffe his double damages, as afore is sayd, and the disturbours in the one case and the other ayme within fraunchyse as without, yf they be attayned shal haue imprisonement of one yere, and nenertheles be taunsomed at the kynges wyll. And that no alyen nor denyzen vpon the same penyes, be disturbed, but that he may freely bye the thynges aboue named in the places afore sayde, and cary the same where pleseth hym to hys owne vse, or to the kynge, the great men and of the people of the realme, except that the marchauntes alyens shal bryng no wynes out of the realme, as is contayned in their charter, and that the sayd kynges be holden kept & parformed in euery cytye, burough, towne, porte of the sea, and other places within the sayde realme, notwithstanding any chartes of fraunchyse to them graunted to the contrary nor plege, custome, warrantgement graunted vpon theyr chartres, vsages nor customes, which they may alege, which chartres, vsages and customes (if any there be) the sayd kyng the grandfather, the prelates, erles, barons and great men and comens afore sayde holde of no force, notwithstanding graunted, vsed and confirmed to the domage of the kyng, the prelates, erles, barons and great men of his realme, and oppression of the comons. Ser-

Aliens. Denisen.

Wynes.

Marchaus dyse.

vynge

vnge alwayes to the kynge and to other, the customes due of the sayd marchaundyses. And also that the chaunceller, treasorer, and iustyces assygned to holde the pleas of the kynge in places where they come, shal inquire of suche disturbaunces and greuaunces, and do punyshmente accordynge as is before ordeyned. And neuertheles the kynge shall do to be assygned by commyssion vnder his great seale, certeyne people, where and whan it shal please hym, to enquyre of suche dysturbances and greuaunces, and do punishment, as afore is sayd. And after by a statute made the.xxb. yere of kyng Edwarde the.iii. it was ordeyned and stablisshed, that the sayde statute, made the sayd xx. yere, in al poyntes and artycles contened in the same, shuld be holden, kept, and mainteined. And yf any charter, letter patent, proclamation or commaundement vsage allowance or iudgemente were made to the contrary, the same shulde be vtterly repealed, auoyded and holden for none. And moreouer that euery marchaunte or other, of what condition that he be, as wel alyen as denyzen, whyche shal bryng wynes, fleshe, fysshe or other vytayles, clothes, felles or auoyr de poys, or any other wares and marchaundyses, to the citie of London, or to other cyties, boroughes, and good townes of England or port of the sea, may frely and without chalenge or impechement of any, sell in grosse or at retayle or by percels at his wyll, to all maner people that wyll bye the same, notwithstandyng any graunt, fraunchyse, or custome vsed, or any other maner thyng done to the contrary, syns that suche fraunchyses and vsages be in comon preiudyse of the kynge and of all his people. And that no mayre, baylyffe, catchepol, mynyster nor other shal medle of the sale of any maner of vytayles vendable, caried or brought to cities, boroughes, nor other townes, nor fayre, nor market, but onely he to whome the vytayles shalbe. And also that proclamacyon be therof made of newe in all the countyes of Englande, and in the cytye of London, and in all the other cytyes, burghes and good townes and portes of the sea, and elsewhere within the realme of England, where it shalbe nedeful. And yf the sayd kyng the grãdfather shal therupon do to be assygned his iustyces at all tymes that shall please hym and shall be necessary to enquyre of all them that shall sell or any thyng do to the contrarye, and to punysshe them accordinge to the peyne contayned in the same statute, made the sayd.xx. yere. And that euery man that wyll sue agaynste any, shall haue a wrytte of the chauncerye to attache hym by hys body, as a disturbur of the comyn profyt, and to make hym come to answere therof in the kynges courte, as by the same statutes playnly appereth: Our soueraygne lorde the kyng seynge clerely that the sayd statutes, yf they were holden and fully executed, shulde moch extend to the profyte and weale of all the realme hath ordeyned and stablisshed by assent of the prelates, dukes, erles, barons, great men, nobles and commons in this present parlyament assembled, that the sayde statutes shalbe from henseforth fermely holden, kepte, mayntayned and fully executed in all the poyntes and artycles of the same, notwithstandynge any ordynaunce, statute, charter, letters patentes, fraunchyse, proclamation, commaundement, vsage, alowaunce, or iudgemente made or vsed to the contrary. And that yf any statute, ordynaunce, charter, letters patentes,

London.

fraunchyse

fraunchise, proclamation, commaundement, vsage, alowaunce or iudgement be made or vsed to the contrarye, it shalbe vtterly repealed, auoyded, and holden for none.

Cap. viii. ¶Item it is ordeyned and stablissched that al the annuytyes and other thinges gyuen or graunted by our souerayngne lord the kyng, or by his father, or graundfather to any maner persons with the clause: Quousq; pro statu suo aliter duxerimus ordinandum, shalbe holly voyd and of no force, yf the same persons haue accepted afterward any other thynges of the kyng and of his sayd father or graundfather.

Cap. ix. ¶Item that no impositcyon nor charge be put vpon wolles, lether, or wolfelles other then the custome and subsydye graunted to the kynge in this present parlyament, and yf any be, the same shalbe repealed and adnulled as it was an other tyme ordeyned by statute, sauynge alwayes to the kinge his auncyent ryght.

Impositions.

Cap. x. ¶Item it is ordeyned and stablysshed, that neyther letters of the signet nor of the kynges secrete seale shalbe from henseforth sent in domage or prejudice of the realme nor in disturbaunce of the lawe.

Cap. xi. ¶Item where as late in a statute made at Westmynster the. vi. yere of the kynges reygne that nowe is, amonges other thynges it was ordeyned and accorded that the iustyces assygned and to be assigned to take assyses and deliuer iayles shulde hold theyr sessyons in the chefe and prynceypall townes of euery county, that is to saye, where the shyre courtes of the same countyes is or hereafter shalbe holden: Our souerayngne lorde the kyng consyderynge howe the sayde statute is in parte preiudycyall and greuous to the people of dyuers countyes of Englande, wyll and graunt of the assent aforesayd, at the requeste of the sayde commons, that the chaunceller of Englande for the tyme beynge shall haue power therof to make remedy by adupse of the iustyces from tyme to tyme when nede shalbe notwithstanding the sayd statutes.

Here begynneth the statutes made at Canterbury the. vii. yere of kynge Richarde the seconde.

FOR the cõmune profyte and vniuersal weale of all the realme of Englande our souerayngne lorde the kynge at hys parlyamente holden at Canterbury the morowe after the Natyuytye of oure Ladye the. xii. yere of hys regne, of the assent by the lordes and commons there assembled, hath made certeine statutes and ordynaunces in the fourme folowynge.

Cap. i. FYRST it is accorded and assented that holy churche haue all her lyberties and fraunchyses. And that the greate charter and the charter of the forest and al other statutes and ordynaunces made in tymes past and not repealed shalbe duely holden and fermely kepte.

Cap. ii. ¶Item it is accorded that the chaunceller, treasorer, keper of the pryuy seale stewarde of the kynges house, the kynges chamberlayne, clerke of the rolles the iustyces of the one benche and of the other, barons of the escheker, and al other that shalbe called to ordeine, name or make iustyces of peace, sheryffes, escheatours

Clerke of the rolles.

eschetours, customers, controllers, or any other officer or myny∫ter of the kyng ∫halbe fermely ∫worne, that they ∫hall not ordeyne, name, nor make iu∫tyces of peace, sheryffe, eschetour, customer, controller nor other officer nor myn∫ter of the kynge for any gyfte or bycage, fauour or affection, nor that none, which purcheth by hym or by other prepuply or apertly to be in any maner office, ∫hall be put in the ∫ame office, or in any other, but that they make all ∫uche officers and myn∫ters of the beſt, and moſt lawfull men and ſuffycient to theyr eſtimation and knowlege.

Othe.

Ambition.

Item it is accorded and aſſented, that all the ſtatutes of artyficers, laborers, ſeruauntes and bytaylers, made as wel in the tyme of our ſouereigne lorde the kynge that nowe is, as in the tyme of his noble graundfather (whom god aſſoile) not repealed, ∫halbe fermely holden and kepte, and duely executed. And that the ∫ayde artyficers, laborers, ſeruauntes and bytaylers be duely iuſtyfyed by the iuſtyces of peace as well at the ſuyte of the kyng as of the partye accordynge as the ſayd ſtatutes requyre. And that the mayres baylyffes and ſtewardes of lordes, and conſtables of townes, do duely theyr offices touchynge ſuche artyficers, ſeruauntes, laborers and bytaylers. And that a payre of ſtockes bein euery towne to iuſtefye the ſame ſeruauntes and laborers as is ordeyned in the ſayde ſtatutes. And moreouer it is ordeyned and aſſented, that no ſeruaunt nor laborer be he man or woman, ∫hall departe at the ende of his terme out of the hundred, rape, or wapentake where he is dwellynge, to ſerue or dwell elſe where, or by colour to go from thence in pylgrymage, oueles he bynge a letter patente conteynynge the cauſe of his goynge, and the tyme of his returne, yf he ought to retourne, vnder the kynges ſeale, which for thys intent ∫hal be aſſygned and delyuered to the keppynge of ſome good man of the hundrede, rape, wapentake, cytye, or borough, after the diſcretyon of the iuſtyces of peace to be kepte, and lawfully to make ſuch letters when it needeth, and not in any other maner, by his owne othe. And that about the ſame ſeale there ∫halbe writen the name of the countye and ouerthwarte the ſayd ſeale, the name of the hundred, rape, or wapentake, cytye, or borough. And alſo yf any ſeruaunt or laborer be found in any cytye or borough or elſe where commyng from any place, wandryng without ſuch letter, he ∫hall be mayntenaunce taken by the ſayd mayres, baylyffes, ſtewardes or conſtables, and put in the ſtockes, and kepte tyll he hathe founde ſuerty to returne to his ſeruice, or to ſerue or labour in the towne from whenſe he came, tyll he haue ſuche letter to departe for a reaſonable cauſe. And it is to be remembred, that a ſeruaunt or laborer may freely departe out of his ſeruyce at the ende of his terme, & to ſerue in an other place, ſo that he be in a certeynty with whom, and ∫hal haue ſuch a letter as afore, but the meaning of this ordynaunce is not, that any ſeruauntes, whiche ryde or go in the buſynes of theyr lordes or mayſters, ∫halbe compryſed within the ſame ordynaunce for the tyme of the ſame buſyneſſe. And yf any bere ſuche letter, whiche maye be founde forged or falſe he ∫hall haue impryſonment of .xl. dayes for the falſyte and further tyll he hath founde ſuerty to returne or ſerue or labour as afore is ſayde. And that none forepue ſeruaunte or laborer goinge out of theyr

Artificers. Iuſtice of peace. Mayers. Conſtables.

Stockes. Laborers.

Letire.

Seale.

hundred

hundred, rape, or wapentake, cytye or borough without letres testymonyall, nowith letter testymonyall aboue one nyght, except it be for cause of sykenes or other cause reasonable, or hathe wyll and maye serue and labour there by the same testymonyall, vpon a peyne to be ipmpt by the iustyces of peace. And that as wel artyficers and people of mystery, as seruauntes and apprentyces, whiche be of no greate auoyr, and of whiche crafte or mystery a man hath no great nede in harueste tyme, shalbe compelled to serue in haruest, to cut, gather, and bringe in the corne. And that these statutes be duely executed by mayres, baylyffes, shewardes, and constables of townes, vpon peyne to be ympt and iudged by the said iustyces of peace in theyr sessyons. And that no man take aboue a penny for the makynge, sealyng, and delyuerynge of suche letter.

Baylyffes. Stewardes.

Cap. iiii. Seruantes.

¶ Item by cause that seruauntes and labourers will not, nor by a longe season, wold serue & labour, without outragious and excessyue hyre, and moche more then hath bene gyuen to such seruauntes and labourers in any tyme past, so that for skarcyte of the sayde seruauntes and labourers, the husbonders and land tenauntes may not pay theyr rentes, nor manureth lyue vpon theyr landes, to the great damage and losse as wel of the lordes as of the comons: Also bycause that the hyers of the sayde seruauntes and labourers haue not bene put in certentye before thys tyme, It is accorded and assented that the baylyffe for husbondrye shall take by yere .xiii.s.iiii.d. and his clothynge ones by yere at the moste. The mayster hyne .x.s. the carter .x.s. the shepeherde .x.s. the otherde. vi.s. viii.d. the cowherde .vi.s. viii.d. the swyneherde .vi.s. a woman labourer .vi.s. a deye .vi.s. a dyrecter of the plough .vii.s. at the moste. And euery other labourer and seruaunte accordynge to his degre, and lesse in the countrey where lesse was wont to be gyuen without clothynge curtesye or other rewarde by couenaunte. And that no seruaunte of artyficer nor bytayler within cytye, borough, nor other towne shal take more than the seruauntes and labourers aboue named after theyr estate, without besure, curtesye or other rewarde by couenaunte as afore is sayde; and yf anye gyue or take by couenaunte more then is aboue specyfyed, at the fyrste tyme that they shall be therof attaynted, as well the gyuers as the takers shal pay the valoure of the excesse so gyuen or taken, and at the seconde tyme of theyr attaynder the double valoure of suche excesse, and at the thyrde tyme the treble valoure of suche excesse, and yf the taker so attaynted haue nothynge wherof to pay the sayde excesse, he shall haue xl. dayes imprysonement.

Cap. v. Seruant at husbondry.

¶ Item it is ordeyned and assented that he or she, whiche vse to labour at the ploughe, and carte, or other labour or seruyce of husbondry, yf they be of the age of .xii. yeres, that from thensforth they shal abyde at the same labour, without beynge put to any mystere or handecrafte. And yf any couenaunte or bond of apprentyce be from henceforth made to the contrarye, the same shal beholden for none.

Cap. vi. Seruant of husbandry.

¶ Item it is accorded and assented that no seruaunt of husbondry or laborer nor seruaunte or artyficer nor of bytayler shal from henceforth bere any buckler, werde, nor daggar vpon forfeiture of the same, but in the tyme of warre

for

for defence of the realme of Englande, and that by the commaundement of the ar-
rayours for the tyme beynge, or trauaylynge by the countrey with their mai-
ster, or in their maysters message, but suche seruauntes and laborers shall
haue bowes and arowes, and vse the same the sondayes and holydayes,
and leaue all playenge at tenyce or football, and other games called coytes,
dyce, castynge of the stone, kayles, and other suche unprofitable games. And
that the shyreffes, mayres, baylyffes and constables shall haue power to ar-
rest, and shall arrest all doers agaynst this statute, and seale the sayde bok-
lars, swerdes, and daggars, and kepe them tyll the sessyons of the iustyces
of peace, and the same present before the same iustyces in their sessyons, to
gether with the names of them that dyd beare the same. And it is not the
kynges mynde, that any preiudyce be done to the fraunchyses of lordes tou-
chynge the forfetures due to them.

Bowes.
Arrowes.
Tenis playe.
Foote ball.

Swerdes.
Daggers.

Cap. vii.

¶ Item it is accorded and assented, that of euery person that goeth beggynge,
and is able to serue or laboure, it shall be done of hym as of hym that depar-
teth out of the hundred and other places afore sayde, without letter testymo-
nyall as afore is sayde, excepte people of relygyon and heremytes haynge
letters testymonyall of their ordynaryes, and that the beggars impotente
to serue, shal abyde in the cytyes and townes where they be dwellynge at the
tyme of the proclamacyon of this statute, and yf the people of cytyes or tow-
nes wyl not or may not suffyce to fynd them: that than the sayd beggars shal
drawe them to other townes within the hundreders, rape, or wapentake or to
the townes where they were borne, within .xl. dayes after the proclamacyon
made, and there shall contynually abyde duryng their lyues, and that of al
them that go in pylgrymage as beggars, and be able to trauayle, it shall be
done as of the sayde seruauntes and laborers, yf they haue no letters testy-
monyall of their pylgrymage vnder the sayde seales. And that the scolers of
the vnyuersytyes that go so beggynge, haue letters testymonyall of their
chaunceler vpon the same peyne.

Beggers.

pylgrimage.

Scholars.

Cap. viii.

¶ Item it is ordeyned and assented, that they that keyne them selfe men tra-
ueyle oute of the realme, and there to be imprysoned, shall bryng letters
testymonyall of the capytaynes where they were abydynge, or of the mayres
or baylyffes where they arryued. And the same mayres and baylyffes shall
enquyre of suche people where and with whome they haue dwelled, and in
what place their dwellynge is in Englande. And that the same mayres
and baylyffes make them letters patentes vnder the seale of their offyce, re-
herynge the daye of their arryuayle, and also wytnessynge where they haue
bene as they haue sayde. And that the sayd mayres and baylyffes cause them
to swere, that they shall holde their ryght way towardes their countrey, ex-
cepte that they haue letters patentes vnder the kynges greate seale to do o-
therwyse. And yf any suche traueyled man be founde without suche lettre as
afore is sayde, it shalbe done of him as of the sayde seruauntes and laborers,
and also this ordynaunce shalbe entended of men trauailed that go begging
throughe the countrey after their arryuayle.

letterstestimonyall.
Mayres.
Baylyffes.

Traueyled man.

¶ Item it is ordeyned and assented, that the ordynaunces afore sayde of ser-

Cap. ix.

Seruauntes. Shyreffes. Mayres. Baylyffes. Keepers of iayles.

nauntes, and labo;ers, beggars, and vacabondes, shal hold place and be re-
ecuted as wel in cityes and bo;oughes, as in other townes and places with-
in the realme, as well within the fraunchyles as without, and that the sheri-
fes, mayres, baylyffes, and keepers of the iayles shall be holden and charged
to receyue the sayde seruauntes labo;ers, beggars, and vacabondes, and to
kepe them in the p;yson in the fourme afo;e sayde without lettynge to mayn-
p;yse o; in bayle, and without fee o; anye other thynge taynge of them by
them selfe o; by any other, as longe as they be so imp;ysoned, o; at they;
entrye, o; at they; goynge fo;the, vpon peyne to pay an. C.s. to our soueraygne
lo;de to the kynge.

Cap x. Commission. Iustyces of peace.

¶ Item it is o;deyned and agreed, that in euerye commyssyon of the iustyces of peace, there shall be assygned but. vi. iustyces, with the iustyces of al-
syses and that the sayd. vi. iustyces shal holde they; sessyons in euerye quar-
ter of the yere at the leaste, and by. iii. dayes yf nede be, vpon peyne to be pu-
nisshed after the aduyse of the kinges counsel, at the suyte of euery man that
wyll complayne: and they shall inquyre dylygently amonge other thynges
touchynge they; offyces, yf the sayde mayres, baylyffes, stewardes, constab-
bles and iaylers, haue duely done execucion of the sayde o;dynaunces of
seruauntes and labo;ers, beggars and vacabondes, and shall punysshe them
that be punysshable by the sayde peyne of a hund;ede. s. by the same peyne,
and they that be found in defaute, and whiche be not punisshable by the same
peyne shall be punysshed by they; discretion. And euery of the sayde iustyces
shall take fo; they; wages. iiii. s. the daye fo; the tyme of they; sayd sessyons,
and they; clerke. ii. s. of the fynes and amercymentes tytynge and comynge
of the same sessyons by the handes of the sheryffes. And that the lo;des of
fraunchyses shall be contributo;ye to the sayde wages after the rate of they;
parte of fynes and amercyamentes afo;e sayd. And that no stewarde of any
lo;de be assygned in any of the sayde commyssions. And that no associacyon
shall be made to the iustyces of the peace after they; fyrste commyssion. And
it is not the intent of this statute, that the iustyces of the one benche o; of the
other, no; the seriauntes of the lawe, in case that they shall be named in the
sayd commissions, shall be bound by fo;ce of this statute, to hold the sayd ses-
syons. iiii. tymes in the yere, as the other commissioners, the whiche be con-
tinually dwellynge in the countrey, but that they shall do it when they maye
best intende it.

Shyreffe. Lo;des of fraunchyses. Stewarde. Association. Iustyces of the one Benche and the other. Seriauntes. at lawe.

Cap. xi. False newes Messages.

¶ Item where as it is conteyned as well in the statute of Westmynster p;i-
mer, as in the statute made at Glouceste;, the second yere of the reigne of our
soueraygne lo;de the kynge that nowe is, that none be so bardy to inuente to
saye o; to tell any false newes, messages, o; suche other false thynges, of the
p;elates, dukes, erles, barons and other nobles and great men of the realme,
and also of the chauncelar, treaso;er, clerke of the p;yuye seale, the stewarde
of the kynges house, the iustyce of the one benche o; of the other, and other
great offycers of the realme, and he that so doeth, he shall be taken and im-
p;ysoned, tyll he hath founde him, of whome the wo;de shall be mouen. It is
acco;ded and agreed in this parlyament, that when anye suche is taken and

imp;ysoned

Cap.xii. Knyghtes of the shyres. Expenses.

Cap.xiii. Ordenre cast in to dyches.

Maiores. Baylyffes.

Chauncellor

Ca.xiiii.

inquyseued, and maye not fynde him, of whome the worde shulde be moued as before is sayde, that he be punyshed by the aduyse of the counsell, notwithstandynge the sayde statutes.

¶ Item in the ryghte of the leuyenge of the expenses of the knyghtes comynge to the parlyamentes for the commons of the countyes, it is accorded and assented that the said leuyenge be made as it hath bene vsed before this tyme. Joynynge to the same that yf anye lorde or any other man spirytuall or temporall, haue purchased any landes or tenementes or other possessyons that were wonte to be contributorye to suche expenses before the tyme of the sayd purchase, that the same landes, tenementes and possessions, and the tenementes of the same, be contrybutorye to the sayde expenses, as the sayde landes, tenementes and possessyons were wonte to do before the tyme of the same purchase.

¶ Item for that that so moche dong and other fylth of the stues and entrayles as well of beestes kylled as of other vnclenesses be cast and put in dyches ryuers and other waters, and also within many other places, within, aboute, and nygh vnto ryuers cytyes, boroughes and townes of the realme and the suburbes of them, that the ayre there is greatly corrupte and infecte and many maladyes and other intollerable dyseases do daylye happen as well to the inhabitauntes and also dwellers in the sayde cytyes, boroughes, townes and suburbes as to other thether repayrynge and passynge to the greate anoyaunce, domage and peryl of the inhabitauntes, dwellers, repayrers, and passers aforesayde: It is accorded and assented that proclamation be made as well in the cyty of London as in other cytyes, boroughes & townes thrughe the realme of Englande where it shall be nedefull as well within the fraunchyses as without, that al they which do caste and put anoyaunces, dong, stues, entrayles & other ordure in dyches, ryuers, waters & other places aforesayde, shall cause them vtterly to be removed, auoyded and caryed away by twyse this and the feast of saynt Mychel next ensuynge after the ende of this present parlyament, euery one vpon peyne to lose and to forfeyt to our soueraygne lorde the kynge, xl. li. And that the mayres and baylyffes of euery suche cytye, borroughe or towne, and also the baylliffes of the fraunchyses shall compell the same to be done vpon lyke peyne, and yf anye fele them selfe greued that it be not done in the maner aforesayde, and wyll theron complayne vnto the chauncellor after the sayde feast of saynt Mychell he shall have a writte to make him of whome he wyll so complayne to come in the chauncery there to shewe why the sayde peyne shulde not be leuyed on him. And moreouer proclamation shall be made, as well in the cyty of London as in other cytyes, boroughes and townes as aforesayde, that none of what condycyon euer he be, do to be set or throwen from henceforth any suche anoyaunces, stues, donge, entrayles, nor none other ordure in the dyches, ryuers, waters and other places aforesayde, vpon peyne that yf any do, he shalbe called by writte before the chauncellor at his suyte that wyll complayne, and yf he be founde gylty he shall be punyshed after the discretion of the chauncelor.

¶ Item it is ordeyned and assented, that the clothes of tan and coloured clothes

thes, to be made and brought at Bristowe and in the rounties theraboute, shalbe of the measure and otherwyse ordayned by a statute made at Westmynster, the .xiij. yere of kynge Edwarde, graundfather of our soueraygne lorde the kynge that nowe is, that is to saye, the clothes of ray of the length of .xxviij. yerdes measured by the lyste, and .vj. quarters of brede, and that the coloured clothe be of .xxvj. yerdes of length measured by the backe, and .vj. quarters of brede at the lesse, and that the halfe cloth, be it of ray or of colour, conteyne in length after the rate, and in brede as the clothes of ray and colour, vpon the peyne conteyned in the same statute.

Clothes of raye. Coloured clothes.

Cap. xv.

¶ Item that no lyege man of the kynge, of what estate or condycyon that he be, great or lytle, shal passe ouer the sea, nor send out of the realme of Englande by licence nor without licence, without specyall leaue of the kynge hym selfe, to procure or purchase for hym benefyce of holy churche with cure or without cure in the sayde realme, and yf any do, and by vertue of such procuracyon accepte by bulle or by any other any benefyce of the same realme, that at that tyme the same procuracyon shall be out of the kynges protectyon, and the same benefyce voyde, so that it shall be lawfull to the patron of the same benefyce, as well spirituall as temporall, to present to the same an able clerke at his pleasure.

Procuracyon.

Cap. xvi.

¶ Item it is ordeyned and assented, that the staple be remoued from Calays, and shall be holden at Middelburgh, and Middelburgh to belonge to Calays, so that it shall be at Calays the fyrst day of December next commynge.

Staple.

¶ Here begynneth the statute made at Westmynster the .xiij. yere of the reigne of kynge Edwarde the .iij.

After the parliament holden at Westmynster the monthe next after the feast of saint Hilary the .xiij. yere of the reigne of kynge Richarde the second after the conquest, our sayd soueraygne lorde the kynge to the honour of god & holy churche, and for the common profyte of hys lyege people of his realme, of the assente of the prelates and lordes temporall and commons beynge in the same parliament, hath ordeyned and stablysshed the thynges vnder wrytten.

Cap. i.

FIRST where as it is ordeyned by a statute made the .xiij. yere of the reigne of kynge Edwarde, the graundfather of ours soueraygne lorde the kynge that nowe is, that at what tyme that the kynge shall make collacyon or presentement to any benefyce in an others ryght that the bysshe vpon the whiche he groundeth his presentement well examyned that it be true, and at what tyme before instrument geuen the tytle be founde by good and sworye enquest vntrue and not true, the collacyon or presentement shall be in dyuerse wyses, and notwithstandynge the same statute some of the kynges presentees, by fauour of the ordynaryes be inducte and inducte in benefyces of holy churche without due processe, the partyes not warned nor called, and some tyme taken by false enquestes fauourable, and the eyecumbentes in suche maner put oute: It is ordeyned and assented, that the sayde statutes be fermely holden and kepte. And moreouer our soueraygne lorde the kyng, at the

Collacyon. Presentement.

reuerence

reuerence of god and holye churche wyll and graunteth, that yf he presentee to any benefyce that is full of any encumbent, that the presentee of the kyng shall not be receyued by the ordynarye to suche benefyce, tyll the kynge hathe recouered his presentemente by proces of the lawe in his owne courte, and yf any presentee of the kynge be otherwyse receyued, and the incumbent put oute without due procelle, as afore is sayde, the sayde incumbente shall begynne his suyte within a yere after the induction of the kynges presentee at the least. presentee. Ordynarye.

Cap. ii.

Item bycause that the commons do make a greuous complaynt, that the courte of the constable and the marshalles hath encroched to hym and dayly dothe encroche, contractes, couenauntes, trespalles, dettes, and detynues and many other actions pledable at the common lawe, in greate preiudyce of our soueraygne lorde the kynge and of his courtes, and to the greate grenaunce and oppression of people: Oure soueraygne lorde the kynge therfore wyllyng to ordeyne a remedy agaynste the preiudyces and greuaunces afore sayde, hathe declared in thys parlyament by the aduyse and assent of the lordes spyrituall and temporall, the power and iurysdyction of the sayde constable in the fourme that folowethe. To the constable it perteynethe to haue cognysaunce of contractes touching dedes of armes and of warre out of the realme, and also of thynges that touche warre within the realme, whiche may not be determyned nor dyscussed by the common lawe, nor other vsages and customes to the same maters perteynynge, whiche other constables hertofore haue duely and reasonably vsed in theyr tyme. Joynynge to the same, that euery playntyfe shall declare playnly his matter in his petycyon afore that anye man be sente for to answere therunto. And yf anye wyll complayne, that any plea be commenced before the constable and marshall, that myght be tryed by the lawe of the lande, the same complaynte shall haue a pryuye seale of the kynge without dyffyculty dyrecte to the sayd constable, and marshall, to surcesse in that plea, tyll it be dyscussed by the kynges counsell, yf that mater ought and of ryght perteyneth to that court, or otherwyse to be tryed by the common lawe of the realme of England, and also that they surcesse in the meane tyme. Constable. Marshall. Pryuie seale.

Cap. iii.

Item it is accorded and assented, that the courte of the stewarde and marshall of the kynges house, nor also the iurisdictyon of them, shal not passe the space of .xii. myles to be counted from the lodgynge of our sayde soueraygne lorde the kynge. Court of ye stewarde and Marshall.

Cap iiii.

Item at the requeste of the sayd commons it is ordeined and assented, that the clerke of the market of the kinges howse, shal do his office wel and duely. And that all false measures and weyghtes shall be burned after the fourme of the statute. And that the sayde clarke take no common fyne, but that euery person, whiche is founde in defaute touchynge the same office, be punyshed accordynge to his deserynge, and that he shall not ryde but with .vi. horses at the moste, and that he shall not tary in no towne nor other place no lengar than the necessytye of his dede shall requyre, and yf he do anye thynge contrarye to thys statute, and be therof duely conuycte, he shall paye to the Clerke of ye market.

kyng at the fyrſt tyme that he ſhall be ſo conuycte, an. C.s. and at the ſeconde tyme.x.li. and at the thyrde tyme.xx.li.

Cap.v. ¶Item for as moche as a great and common clamour and complaint hath bene often tymes made before this tyme, and yet is, of that that the admyrals and theyr deputies holde theyr ſeſſions within dyuers places of this realme as wel within fraūchiſe as without accrothyng to them greater power then belongeth to theyr office in preiudyce of our ſoueraygne lorde the kyng and the common lawe of the realme, and great bleamiſhing of diuers fraunchiſes, and in deſtruction and impoueryſſhynge of the common people. It is accorded and aſſented that the admyrals and theyr deputyes do not medle from henſeforthe, of any thynge done within the realme, but onely of a thyng done vpon the ſea, as it hath bene vſed in the tyme of the moſt myghty pryuce kynge Edwarde, graundfather of oure ſoueraygne lorde the kynge that nowe is.

Admyrall.

Cap vi. Seriaunt at armes. ¶Item at the greuous complaynt made by the cōmons of the kyng in this parlyamente of exceſſyue and outragyous nombre of ſeriauntes of armes and of many greate extorcyons and oppreſſyons done by them to the people. Our ſouerayngne lorde the kyng therfore wyl that they ſhal be al diſcharged and that of them and of other there ſhal be taken of good and ſuffycyent perſons to the nombre of thyrty and no more from henſeforthe. And moreouer the kynge defendethe that they medle of any thynge that toucheth not theyr office. And that they do none extorcyon nor oppreſſyon to the people vpon peyne to loſe the office, and to make a fyne and raunſome at the kinges pleaſure and full gree to the partie.

Cap vii. Stewarde. Iuſtyces of of peace. ¶Item where as it is conteyned in the laſte ſtatute made at Canterbury, that no ſtewarde of any lorde, ſhall be aſſygned in the commiſſion of the iuſtyce of peace, neuertheles for certen cauſes ſhewed in thys parlyamente: It is accorded and aſſented, that iuſtyces of peace ſhalbe made of newe in al the countyes of Englande, of the moſt ſuffycyente knyghtes, eſquyers, and gentylmen of the lawe of the ſayd counties, notwithſtandynge the ſayde ſtatute. And that the ſayde iuſtyces be ſworne to kepe and put in execution al the ſtatutes and ordynaunces touchynge theyr offyces.

Cap.viii. ¶Item it is ordeyned and aſſented, that the ſtatutes & ordynaunces made in the laſt parlyament, holden at Canterbury, as wel of ſeruauntes laborers artyfycers and vitailers as of al other thynges, excepte the exceptyon in the nexte artycle before touchynge the iuſtyces of peace, and alſo all other ſtatutes and ordynaunces made before thys tyme, and not repealed, ſhalbe fermely kepte and duely executed, but for as moche as a man cannot put the pryce of corne and other vytayles in certen, it is accorded and aſſented, that the iuſtyces of peace in euery countye in .ii. of theyr ſeſſions to be holden byt twyxte the feaſt of Eſter and ſaynte Mychel, ſhall make proclamacyon by theyr diſcretyon after the derth of vytayles, howe moche euery maſon, carpenter, tylar and other crafty men, workmen, and laborers by the daye, as well in harueſt as in other tymes of the yere, after theyr degre, ſhall take the daye with meate & drinke, or without meate and drinke, betwene the two ſeſſyons before

Corne. Vytayles. Iuſtices of peace.

ſayd

sayde notwithstandynge the statutes therof herto3e made: and that euery man obey to suche p3oclamacyons from tyme to tyme as a thynge done by statute. And in the tyght of bytaylers it is acco3ded, that they shall haue reasonable gaynes, after the discretion and lymitacyon of the sayd iustyces, and no mo3e, vpon peyne to be greuously punysshed after the discrecyon of the sayde iustyces where no peyne is lymytted in certeyne before this tyme of the sayde bytaylers. And that sheryffes, stewardes of lo3des, of kraunchyses, mayo3s and bayliffes, and al other that haue assyse of b3ead and ale to kepe, fo3 the co3rection of the same, shall take no amercyments no3 fyne fo3 no defaut touchyng the assyse, fo3 the which a man o3 a woman by the lawe ought to haue bodyly penaunce, acco3dynge as it is an other tyme o3deyned by statute, but they shall indge them to the same bodyly penaunce as the defaute requyreth and shall do due execucyon therof. And that mayo3s bayliffes and stewardes of kraunchyse, and al other that haue the o3der and surueyenge of bytails in cytyes, bo3oughes, marchaunt townes and elsewhere, where bytayles be solde in the realme, shall put the statute, made the .xx. yere of the reygne of kynge Edwarde, graundfather of our soueraygne lo3de the kynge that nowe is, whiche begynneth, By cause a great parte of the people, touchynge the estate of bytaylers and hostelers, and other sellers of bytayles in due execucyon. And that no hosteler make ho3sebreade in his ho- Hostelers. Ho3sebread
stry no3 without, but bakers shall make it, and the assyse therof shall be kepte, and that the weyghte be reasonable after the p3yce of the co3ne in the markette, and that the same hostelers shall sell hey and otes after a reasonable p3yce, so that they take not butone halfpeny ouer the common p3yce in the market.

¶ Item it is o3deyned and acco3ded, that one measure and one weyghte be th3oughe all the realme of Englande, as in the greate charter and all other good statutes and o3dynaunces therof made is mo3e playnelye conteyned. And euery man that shalbe conuycte that he hath o3 vseth any other measure o3 weyghte shall haue imp3ysonemente of halfe a yere, and make gree to the partye greued to the double of his losse, excepte it be in the countye of Lancaster, bicause that in that county it hath alwayes bene vsed to haue greater measure than in any other partye of the realme. And that none bye no3 sell wolle at no mo3e weyghte then at .xiiii. pounde the stone, vpon peyne to paye the double to him that feleth him greued, and to make fyne and raunsome to the kynge after the quantyte of the tresp as. And that no denyzen no3 fo3en make none other refuse of wolles but cot, gare, and dyllayne. And that no marchaunte no3 other man bye his wolles by these wo3des, good pakkynge, no3 by ipke wo3des, vpon peyne, that is to say, the b3oker to haue imp3ysonement of halfe a yere, and the byar to make a fyne to the kyng after the quantyte of the tresp as, and the party that feleth him greued shal haue double damages of that that he haue suffered by the sayd occasion. And that none shall make wolles to be cokketted but in the name of him to whome the wolles be, vpon peyne of fo3feture of the same, as it hath bene an other tyme o3deyned by statute.

Cap. ix. Measure. weyght.

Wooll.

Good pakkynge.

Cap. x. Clothe. Logware. Kendall clothe.

¶ Item although it be ordeined by dyuers statutes, that al maner of clothes of ray and of colour, shall be of a certeyn lengthe and brede comprysed within the same statutes, neuertheles for as moche as it hath bene a common custome to make certeyne clothes in dyuers countyes of Englande, called logware and kendall clothe, of the brede of three quarters of a yerde, whereof some be of the pryce of .xl.d. and some of .x.s, and solde at Logmen oute of the realme, and also to poore and meane people within the realme, of the whiche clothes a great parte is made of the worst woll within the realme, that maye not well serue for none other clothes: It is accorded and assented, that from henceforth it shall be lawfull to euery man to make suche maner of clothes of the lengthe and breade as it hathe bene vsed before this tyme, notwithstandynge any statute made to the contrarye. Prouyded alwayes that the makers and workers of suche clothes shal not make them of no better woll than they were wont to do. And also it is assented, that al suche clothes as be arrested by force or colour of the sayde statutes or any of them, shalbe dysarrested and redelyuered.

Cap. xi. Clothes.

¶ Item forasmoche as dyuers playne clothes that be wrought in the counties of Somerset, Dorset, Bykstowe and Glouceste, be takked and folded togyther and set to sale, of the whiche clothes a great parte be broken brouesed and not agreynge in the coloure, nor be not accordynge in breade nor in no maner to the parte of the same clothes shewed outwardes, but be falsly wrought with dyuers wolles, to the greate dysceyte, losse, and damage of the people, in so moche that the marchaunts that bye of the same clothes, and carye them oute of the realme to sell to straungers, be many tymes in poynte to be slayne, and sometyme imprysoned, and put to fyne and raunsome by the same estraungers, and they sayde clothes vyent or forfeyte because of the greate dysceyte and falsyte that is founde in the same clothes, when they be vntakked and opened, to the great sclaunder of the realme of Englande: It is ordeyned and assented, that no playne clothe takked nor folded shall be set to sale within the sayde countyes, but that they be opened, vpon peyne to forfet them, so that the byars maye se them, and knowe them, as it is vsed in the county of Esser. And that the workers, weuers, and fullers, shall put to their seales to euery cloth that they shall worke, vpon a certeyne peyne to be lymytted by the iustyces of the peace, and that this ordynaunce begynne to hold place at the fest of saynt John Baptyst nexte folowynge. Prouyded alwayes that after that the marchauntes haue bought the same clothes for to carye them out of the realme, they may take them and sold them at their pleasure for the more easyer caryage of them.

weuers. Fullars.

Cap. xii. Shomakers. Cordwaynners. Tanner.

¶ Item for as moche as dyuers shomakers and cordwayners vse to tanne their lether, and sell the same falsly tanned, and also make shoes and bootes of suche lether not well tanned, and sel them as dere as they wyl, to the great dyscept of the poore cõmons: It is accorded and assented, that no shomaker nor cordwayner shall vse the crafte of tannynge, nor tanner the crafte of shomakynge, and he that dothe contrary to this acte, shall forfeyt to the kyng al his lether so tanned, and all his bootes and shoes so wroughte, and shall be

raunsomed

raunsomed at the kynges pleasure, notwithstandyng any charter or patente made to the contrary, whitherof there be any, the kynge will that they be vtterly annulled and holden for none.

¶ Item for as moche, as dyuers artyficers, labourers and seruauntes, and grooms, kepe greehoundes and other dogges, and on the hollydayes when good christen people be at churche herynge the dyuyne seruyce, they go huntynge in parkes, warens, and conyngerdes of lordes and others, to the greate destruccion of the same, and at the tyme vnder suche coloure, they do make their assembles conuentions and conspiracies for to ryse and dyslodge their ligeaunce: It is ordeyned and assented, that no maner of artyficer, labourer nor other laye man, whiche hath not landes or tenementes to the value of xl. s. by yere, nor no preest nor other clarke, yf he be not auaunced to the value of xx. li. by yere, shal haue nor kepe from henceforth any greehounde, hounde, nor other dogge for to hunt, nor they shall not vse fyrettes, beles, nettes harepypes nor coordes, nor other engynes for to take or destroye dere hares nor conyes, nor other gentylmannes game, vppon payne of one yeres inprysonement: and that the iustyces of peace haue power to enquyre and shall enquyre of the offenders in this behalfe, and punysshe them by the peyne afore sayde.

Artyficers. Laborers. Huntynge.

Greehounde. Hounde. Dogge. Fyrettes. Hares. Harepypes.

¶ Item for as moche as dyuers recognysaunces and other bondes be nowe of late begon and made in the escheker of double, for the suerty of dettes and fermes of oure souerayngne lorde the kynge, otherwyse then it was wonte to be done heretofore, to the great disease of many of the people: It is accorded and assented by our souerayngne lorde the kynge, and all the lordes of the parlyamente, at the requeste of the commons, that no such recognisaunce nor other bonde of the double be made nor taken in the escheker from this tyme forthe. And that all suche recognysaunces and other bondes, whiche be made at this present tyme, be vtterly cancelled and annulled. Prouyded alwayes that the kyng haue sufficyent suerty of his duety in the maner accustomed.

Recognysaunce. Escheker.

¶ Item it is ordeyned and assented, that the kynges castels and hayles, whiche were wonte to be ioyned to the bodyes of the countyes, and be nowe seuered shall be reioyned to the same countyes.

Castels. Hayles.

¶ Item bycause that moche people be delayed as well in actions real as in actions personal by protection with the clause of Volumus, bycause that many people, as well suche as be not able to be retayned in warre as other by the testymonyall of the gouernours of marches, capteynes of garnysons and other, do purches dyuers protection, with Clause de nolumus, and with Clause Quia profecturus, &c. after that a plee be commenced agaynste them, to the intent to delay the same plee, moze then for the kynges seruice, wher as yf ough of other sufficyent (that be not impleaded) may be found to do the kynge seruyce in suche case, and often do dwell in the countrey without goynge to their sayde seruyce to the great domage of the pursuantes and disturbaunce of comon right. It is therfore ordeined and assented, that no protection, with Clause de profecturus be allowed in any plee, wherof the lure is commenced, before the date of the protection, yf it be not in the voyage that the kyng hym

Cap xiii.

Cap xiiii.

Cap. xv.

Cap xvi. protection.

selfe

seke goeth, or other byages royal, or in the kynges messages for busynes of the realme, but they that be impleded shall make theyr attorneyes for to answere for them in suche pleas, or els they shall tary them seke yf they will: howbeit it is not the intente of the makynge of this statute, but that the protection with clause Quia moratur, be allowed in all cases, as they have bene before this tyme. And yf any tary in the countrey, without goynge to theyr seruyce for the whiche he is retcyned, ouer a conuenyente tyme after that he hath any protection, or repayre from the same seruyce, yf the chauncellar be therof duely informed, he shall repeale seche protection, as it hath bene vsed before thys tyme.

Ca. xvii. Tenaunts.

¶ Item bycause that whan tenauntes for terme of lyfe, tenaunts in dower, or by the lawe of England, or in tayle after possibilitye of yssue extincte, be impleded, they be often of the coupn of the demaundantes, that the tenementes demaunded agaynste them shall be recouered, and they will not praye in ayde, nor vouche to warrantye them in the reuertion, but plede in chefe such a plea, wherby they knowe well the tenementes shall be lost, in dysheryson of them in the reuertion: It is ordred & assented, that if any suche tenaunt be impleded, & he in the reuertion come into the courte, & prayeth to be receyued to defend his right at the day that the tenaunt pledeth to the action or before, he shall be receyued to plede in chefe to the action, without takynge any delaye by voucher, aydprayer, nonage, or any other delaye, so that after suche receyte he shall haue no maner delaye by protection, essoyne of the kynges seruyce, common essoyne, nor any other delay, but that the busynes be hasted in as moche as it maye be by the lawe, and that dayes of grace be gyuen by the discrecion of the iudges betwene the demaundaunte and him that is receyued in suche case, without gyuynge the common daye in plea of lande, yf the demaundaunte wyll not assente, to the intente that the demaundantes be not to moche delayed, bycause they muste plede with two aduersaryes, and in the tryghte of pleas that be nowe dependynge in suche case, they in the reuercyon shall be receyued in the maner as before is sayde, at the nexte daye that the partyes haue in courte, although the same partyes haue pleded in chefe before thys tyme. Prouyded alwayes that they in the reuertion, whiche pray to be receyued (as before is sayde) shall fynde suertye of the yssues of the tenementes demaunded for the tyme that the same demaundauntes be delayed after the sayd plea, determined betwene the demaundauntes & tenauntes, yf the iudgemente passe for the demaundaunte agaynste them in the reuercyon afore sayde, as well where the receyte is counterpleded, as where it is graunted.

Vouche. Aydprayer. Delaye.

Suertye.

Ca. xviii. Lyncoln.

¶ Item bycause that vpon the greuous complepnte of the reuerende father in god the bysshop of Lyncolne, and the deane and the chappter of the church of our ladye of Lyncolne, made by theyr petition to our sayde soueraygne lorde the kynge, and to the lordes in this presente parlyament, the mayre and the baylyffes of the cytye of Lyncolne by commaundement of the kynge and the assente of the lordes were commaunded and charged by wrytte, to be before the kynge and his councell in the same parlyament at a certayne daye,

with

wythsuffycyente instruction and informacyon of all the matter compryſed in the ſame peticyon with ſuffycyent power and auctoryte vnder the comon ſeale of the ſayd citte, for to anſwere for them, and the compynaltye of the ſayd cytye, vpon all thynges conteyned in the ſame peteyeon, and further for to do and receyue that that ſhall be ordeyned by the kynge, and his councell in that behalfe, vpon a certeyne peyne tympted in the ſame wryte, the tenour of whiche petticion, contepnynge the greuaunces done to the ſayde byſſhop and chappter by the people of the citte of Lyncolne, by colour of theyr fraunchiſe, was ſent to the ſame mayre and baylyffes cloſed within the ſayd wrytte: and though the ſayde mayre and baylyffes at the day conteyned in the ſame wryt came before the kynge and his councell in the parlyament aforeſayde, yet they dyd not bringe any ſuffycyente warrante for the compynaltye of the ſayde cytye, as they had in commaundement by the ſayde wrytte, and vpon that our ſouerayne lorde the kynge, by the aſſente of the prelates and other lordes in the ſame parliament beyng, by defaute of the mayre, bailiffes, and commons aforeſayde, in that partye, hath proceded and examyned the ſayd petteyon and the greuaunces therin conteyned. And alſo bycauſe that a common clamour hath bene, that many of the kynges ſpeges often haue ſuffered dyuers iniu-ryes in the ſayde cytye, for cauſe that of freholdes within the ſame cytye, treſpaſſes, contractes and other thinges riſyng within the ſame cytye, triable by aſſyſe, iurye, or enqueſte hath bene tryed by people of the ſame cytye, and be ſo fauorable one to an other, that they doubte not to make falſe othes, & that bycauſe that they be encouraged, for as moche as they haue not bene before this tyme conuyct by forens, by colour of theyr fraunchyſe: Our ſouerayne lorde the kynge, wyllynge for the cauſes aforeſayde, to prouyde a remedye, for the quyetnes of the ſayde churche, and full ryghte to be done as well to the ſayde byſſhoppe, deane, and chappyter, and theyr ſucceſſours, as to all other in tyme commynge, hathe ordeyned and ſtablyſſhed in that behalfe, that in the aſſyſes, iurys, and all other enqueſtes that ſhall be taken by-twene partye and partye, before the ſayde mayre and baylyffes of the ſame cytye for the tyme beynge, yf any of the partyes feleth them greued of a falſe othe made by ſuche aſſyſe, iurye, or enqueſte, the atteynte ſhall be graunted to hym, and the recorde ſente into the kynges benche, or into the common place. And alſo that the ſhyryffe empaneil the iurye of ſuche atteynte of foreynes of the ſayde countye, without ſendynge to the fraunchyſe of the ſayd cytye, and that the iuſtyces ſhal take the ſame iurye of the ſame foreyns, notwithſtandyng any fraunchiſe graunted to the ſame cytye, or other vſage to the contratye.

Iurye. Othe. Atteynt.

¶ Item where as it is conteyned in the ſtatute of Weſtminſter ſeconde, that ſalmonſewes ſhall not be taken nor deſtroyed by nettes, nor by other ingy-nes, at the mildammes, from the myddes of Apryl tyl the Natiuitye of ſaynt John Baptyſte, vpon a certeyne peyne limitted in the ſame ſtatute: It is ac-corded and aſſented, that the ſayde ſtatute be fermely holden and kept. Joy-nynge to the ſame, that ſalmoncewes ſhall not be taken durynge the ſayde tyme, at myldammes nor in other places vpon the ſame peyne. And that no fyſher

Cap. xix. Salmon. ſewes.

Fiſhermen

kyſſher nor gartheman nor none other, of what eſtate or condition that he be, ſhall from henſforthe put in the waters of Thampſe, Humbre, Ouſe, Trent, nor no other waters of the realme by the ſayd tyme, nor in any other tyme of the yere, any nettes called ſtalkers, nor other nettes nor engynes what ſo euer they be, by the whiche the fry or the brede of the ſalmons lampreys or any other kyſſhe may in any wyſe be taken or deſtroied vpon the peyne afore ſayde. And alſo where as it is conteyned in the ſame ſtatute, that all the waters, in the whiche ſalmons be taken within the realme, ſhalbe put in defence as to the takyng of ſalmons, from the Natyuyty of oure lady vntyll ſaynte Martyns daye: It is ordeyned and aſſented, that the waters of Lonwyre, Merle, Rybbyll, and all other waters in the countye of Lancaſter be put in defenſe, as to the takynge of ſalmons, from Mychelmas day to the Purifycacyon of our lady, and in no other tyme of the yere, for cauſe that ſalmons be not ſeaſonable in the ſaid waters in the tyme afore ſayd, and in the parties where ſuche ryuers be, there ſhall be aſſygned and ſworne good and ſuffycyent conſeruatours of this ſtatute, as it is ordeined in the ſayd ſtatute of weſtmynſter, and that they ſhall punyſſhe the offenders after the peyne conteyned in the ſame ſtatute, without any fauour therof to be ſhewed.

Salmon. Lampreys.

Cap. xx. Pylgrymes. Marchantes Souldeours.

¶ Item for certayne cauſes ſhewed in thys parlyament the kynge wyll and commaunde by the aſſent of the lordes in this parliament, that al pylgrymes and all other people, excepte notoryous and knowen marchauntes, and alſo ſouldeours and men of armes that wyll paſſe by the ſea oute of the realme, ſhal paſſe at the portes of Douer or Plimmouth and not elſe wher, without eſpecyall lycence of the kynge hym ſelfe, but they that wyll paſſe towarde Irlande ſhall paſſe at Lyuerpole, Cheſter, Bryſtowe, or elſe where where ſhall pleaſe them.

¶ Here begynneth an other ſtatute made at weſtmynſter the ſayde xiii yere of kynge Rychard the. ii.

Cap. i.

Our ſouueraygne lorde the kyng, at his parliament holden at weſtmynſter the monday next after the feaſt of ſaynt Hyllary, the. xiii. yere of his reygne, hering the greuous complaynt of his comons in the ſame parlyament of the outragyous myſcheſes and domages, which haue happened to his ſayd realme, by the reaſon that treaſons, murders, and rapes of wemen be commonly done and committed, and that the more, for as moche as charters of pardon haue bene lyghtly graunted in ſuche caſes: the ſayde commons prayinge our ſoueraygne lorde the kynge that ſuche charters be not graunted, to whom the kinge hathe anſwered, that he wyl ſaue hys lyberte and regally, as his noble progenytours haue done heretofore, but for to norſſhe the more quyetnes and peace within his realme, of the aſſente of the greate men and nobles, beynge in the ſame parlyamente he hathe graunted, that no charter of pardon from henſforthe ſhalbe allowed before any tuſtycer for murdre or for the deth of a man ſlayne by a wayte, aſſaute, or malyce prepenſed, treaſon or rape of a woman, oneles the ſame murdre, dethe of the man ſlayne by a wayte, aſſaute, or malyce prepenſed

Charters of pardon.

penced, treason, rape of the woman be specified in the same charter, and yf a charter of pardon of a man be alleged before any iustyces, in whiche charter it is not specified, that he at whose dethe any suche is arrayned, was murdred, or slayne by wayte, assaute, or malyce prepensed, the same iustyces shall enquyre by a good enquest of the vysne where the dead was slayne, yf he were murdred or slayne by wayte, assaut, or malyce prepensed, and yf they fynd, that he was murdred or slayne by a wayte, assaut, or malyce prepensed, the charter shalbe disalowed, and further it shalbe done as the lawe demaundeth. And if any praye to the kynge for a charter of pardon for murdre, dethe of a man slayne by a waite, assaute, or malice prepenced, treason, or rape of a woman, yf the chamberlayne endorse or cause to be endorsed such byll, he shal set the name of hym that prayethe suche charter vpon the same byll, vpon peyne of .M. marckes, and yf the vnderchamberlayne indorse suche byll, he shall do lykewyse, vpon peyne of .D.C. marckes, and that none other then the chamberlayne, or vnderchamberlayne, indorse nor do to be indorsed anye suche byll, vpon peyne of .M. marckes, and that suche byl be sent and directed to the kepar of the prypye seale. And that no warraunte of the prypye seale be made to haue suche charter, vnles the kepar of the prypye seale haue suche byll indorsed, or signed by the chamberlayne, or vnderchamberlayne, as afore is sayde. And that no charter of pardon, of treason nor of other felonye, passe the chauncerye without warraunte of the prypye seale, but in case where the chauncelar may graunte it of his office without specyng therof to the kynge. And yf he, at whose prayer any charter of pardon for murdre, dethe of man slayne by a wayte, assaute, or malyce prepensed, treason or rape of a woman, be graunted, yf he be an archebyshope or duke, he shall pay to the kyng .M. li. and yf he be byshop or Erle he shall pay to the kynge .M. marckes, and if he be an abbot or prynce, baron or baronet, he shal pay .D.C. marcke, and if he be a knyght, bachelar, or other of lesse estate, of what so euer condycyon that he be, he shall pay to the kynge .C. marckes, and haue one peres imprysonement.

prypye seale

Cap. ii.

Item where as the noble kyng Edward, graundfather of our soueraigne lorde the kynge that nowe is, at his parlyamente holden at Westmynster at the feast of the Purysycation of our ladye, the xxv. yere of his reygne dyd to be reherced the statute made at Carlele in the tyme of kynge Edwarde, sonne of kynge Henry, touchynge the estate of the holy churche of Englande, the sayd graundfather of the kynge that nowe is, by the assente of the greate men of his realme, beynge in the same parlyament holden the sayd xxv. yere, to the honour of god and of holy churche, ende of all his realme, dyd ordeyne and stablyshe, that the free electyons of archebyshoprykes, byshoprykes, and all other dygnytyes and benefyces elective in England, shuld hold from thensforthe in the maner as they were graunted by his progenytours, and by the auncestors of other lordes founders. And that all prelates and other people of holy churche, whiche had auowsons of any benefyces of the gyfte of the kynge or of his progenytours, or of other lordes and doneurs, shulde freely haue theyr collations and presentementes, and therupon a certeyne

Electyons of byshoprykes Prelates.

tryne punyshement was ordeyned in the same statute for them. Which accept any benefyce or dygnyty contrary to the sayde statute made the sayde. xvi. yere, as afore is sayde, whiche statute our soueraygne lorde the kynge hathe done to be recyted in this present parlyament at the request of his commons in the same parlyament. The tenour wherof is suche as hereafter folowety. Where as late in the parlyamente of good memorye of Edwarde kynge of Englande, &c. reherlynge the hole statute made the sayde. xvi. yere, and then thus: Oure soueraygne lorde the kynge that nowe is, of the assente of the great men of his realme, beynge in this presente parliamente, hathe ordeyned and stablyshed, that all archebyshoprykes, byshoprykes and other dygnytyes and benefyces electyue, and all other benefyces of holy churche, whyche shall begynne to be voyde in dede the. xxix. daye of Januarye, the. xiii. yere of the reygne of oure soueraygne lorde the kynge that nowe is, or after, or whiche shall be voyde in tyme to come within the realme of Englande, the sayde statute made the sayd. xvi. yere shall be fermely holden for euer and put in due execution from tyme to tyme in all maner poyntes. And yf any make any acceptation of any benefyce of holy churche, contrary to thys statute, and that duely proued, and be beyonde the sea, he shall abyde exyled and banyshed oute of the realme for euer, his landes and tenementes, goodes and catals forfeyte to the kyng: and yf he be within the realme, he shalbe also exyled and banyshed as afore is sayd, and shall incurre the same forfeyture, and take his way, so that he be out of the realme within. vi. wekes next after such acceptacyon. And yf any resyue any suche person banyshed comynge from beyonde the sea, or beynge within the realme after the sayde. vi. wekes knowynge therof, he shall be also exyled and banyshed, and incurre suche forfeture as afore is sayde. And that they, procuratours, notoryes, executours, and sommonours haue the forfeture and peyne afore sayde. Prouyded nerertheles that all they, to whome the byshope of Rome, or his predecessours haue prouyded any archebyshoprye, byshoprye, or other dygnytye, or other benefyces of holy churche, of the patronage of people of holy churche, by reason of any bordaunce before the sayde. xxix. daye of Januarye, and therof were in possessyon before the same. xxix. daye, shall haue and inioye the sayde archebyshoprykes, byshoprykes, dygnities and other benefyces peasably for they lyues, notwithstandynge the statutes and ordynaunces afore sayde. And yf the kynge sende by letter or in other maner to the courte of Rome, at the exytation of any person, or yf any other sende or praye to the same courte, whereup any thynge is done contrary to this statute touchynge any archebyshoprye, byshoprye, dygnytye or other benefyce of holye churche within the sayde realme, yf he that maketh suche exytacyon or prayer be a prelate of holy churche, he shall paye to the kynge the valour of his temporalityes of one yere, and yf he be a temporall lorde, he shal pay to the kyng the valour of his landes and possessyons immouable of one yere. And it is the entent of this statute, that of all dygnytyes and benefyces of holy churche whyche were voyde in dede the sayde. xxix. daye of Januarye, whyche be gyuen, or to whome it is prouyded by the byshope of Rome

before

before the same. xxix. daye, that they to whome suche gyftes or prouysyons be made, may reape of such gyftes and prouysyons due execution without offence of this statute. Prouyded alwayes, that of no dignitie or benefyce, whiche was fol the said. xxix. day of Januarij, no man vpeaule of any collation, gift, reseruatyon and prouysyon, or other grace papal, not executed before the said xxix. daye, shall not lue thereof execution vpon the peynes and forfeytures contayned in this present statute.

Cap. iii.

¶ Item it is ordeyned and stablysshed, that yf any man bryng or sende within the realme or the kynges power any sumons, sentence, or excōmunication agaynste anye person, of what condition that he be, for the cause of makynge motyon, assente or execution of the sayde statute of prouysours, he shall be taken, attested, and put in prysone, and forfeyte al his landes and tenementes goodes and catals for euer. And moreouer incurre the peyne of lyfe and of membre. And yf anye prelate make executyon of suche sommons, sentences or excommunications, that his temporalityes be taken and abyde in the kynges handes tyll due redresse and correction be therof made. And yf any person of lesse estate than a prelate, of what condycyon that he be, make suche execucyon, he shall be taken, attested, and put in prysone and haue imprysonemente, and make fyne and raunsome by the discrecyon of the kynges counsell.

prouysours.

prelate.

¶ Here begynneth the statutes made at westmynster the. xiiii. yere of the reygne of kynge Kychard the. ii.

FOR the releefe and encrease of the common profite of the realme of Englande, and of the landes of Wales and Irlande, whiche hath bene in dyuers maners greatly hynderyd in tymes paste, our fouraygne lorde the kynge, at his parlyamente, holden at westmynster the morowe of saynt Martyn the. xiiii. yere of his reigne, hath ordeyned and stablysshed of the assent of his sayd parlyament the thynges vnderwryten.

Cap. i. Staple.

FYRST that the staple be remoued from Caleys into Englande, so that it be in Englande the mondaye nexte after the feaste of the Epyphanye at the furthest. And that it be holden in the places conteyned in the statutes of the staple made in the. xxvii. yere of the kynges graundfather that nowe is and in none other place. And that the sayde statute be fermely and surelye holden and duely executed in all poyntes, with the additions vnderwryten, notwithstandyng any declaration or statute made hereafter to the contrary, that is to say, that euery person alyen, of what degre or condicyon that he be, that bryngeth any marchaundyse into Englande, shal fynde sufficyent suertyes before the customers in the port where the marchaundyse shalbe brought, to bye other marchaundyse to the valoure of halfe the sayde marchaundyses so broughte at the leaste, as wolles, lether, wolfelles, leed, tynne, butter, cheese clothes or other commodyties of the lande.

Butter. Cheese.

¶ Item that for euery eschaunge that shall be made by marchauntes to the court of Rome or elsewhere, that the sayd marchauntes be fermely & surely

Cap. ii.

bounden

Eschaunge.
Staple.
Butter.
Chese.

bounden in the chaunceryе, to hys wirhin .iii. monethes after the sayde eschaunge made, marchaundyse of the staple, as wolles, letherr, wolfelles, lead or tynne, butter or chese, clothes or other commodyties of the lande to the valoure of the summe so enchaunged, vpon peyne of forfeyture of the same.

Cap.iii.
Staple.

¶ Item that in euerye poste and place, where the staple shall be, the mayres, constables, brokers, and all other officers and mynysters of the staple shalbe sworne fyrst to the kynge and after to the staple.

Cap.iiii.
Wolles.
Staple.
Denysen.
Justyces of peace.

¶ Item to kepe the pryce of wolles the better, that no denyzen of Englande shall bye no wolles but of the owners of the sheye and of the tythes, excepte in the staple. And that no denyzen regrate wolles nor other marchaundyses of the staple prvyvlye nor apertly, vpon peyne to forfeyte the valoure of the thyng regrated. And that the justices of peace in the countrey haue power to enquyre, and shall enquyre from tyme to tyme of suche Englyshgratours and of the weygbtes of the staple, and punysshe them by the peyne aforsayde. And that no englyshman bye anye wolle of any persone, but for hym selfe or for hys owne vse, as to sell at the staple, and for to make cloth.

Cap.v.
Denysen.

¶ Item that no denyzen bryngе wolles, letherr, wolfelles, nor leade oute of the realme of Englande to the partyes beyonde the sea, vpon peyne of forfeture of the same, but onely straungers.

Cap.vi.
Marchauntes
Shyppes.

¶ Item that all marchauntes of the realme of Englande shall freyght in the sayde realme the shyppes of the sayde realme, and not straunge shyppes, so that the owners of the sayde shyppes take reasonable for the freyghte of the same.

Cap.vii.
Tynne.
Dertmouth.

¶ Item that the passage of tynne oute of the realme shall be at the porte of Dertmouth, and in no place elsе.

Cap.viii.
Escheker.
Gaugyng.

¶ Item that none of the kynges lyege people be from henceforthe dystreyned impeched molested nor greued in the escheker nor elsе where, for nongaugyng of wynes of Ryne, nor for anye forfeyture of the same for that cause, otherwyse than hath bene done of olde tymes.

Cap.ix.
Marchantes
Straungers.

¶ Item that marchauntes straungers, repayrynge into the realme of Englande, shalbe well and turtelly and tyghtfully entreated and gouerned in the sayd realme, to the intent that they shall haue the greater coutage to repayre in to the same.

Cap x.
Customer.
Comtroller.
Shyppes.
Serchour.
Weyer.
Patente.

¶ Item that no customer nor comtroller haue any shyppes of theyr owne nor medle of the freyght of shyppes, and that to eschewe as well the domage of oure soueraygne lorde the kinge of his customes, as the iolle of the marchauntes repayrynge to the porte as well alyens as denyzens, and that no custumer, comtroller, sercheour, weyer, or tynder haue anye suche office for terme of lyfe but onely as longe as shall please the kynge, notwithstandynge any patente or graunte made to anye to the contrarye. And yf any suche patent or graunte for terme of lyfe be made to anye of anye suche office in tyme passe, the kynge wyll that it be vtterlye repealed and voyde and of no force nor valour.

Cap.xi.
¶ Item that in euery countye be assygned, viii. justyces of peace, as is con-

feyned in the ſtatute of Canterburye, ouer the lordes aſſygned in this parlyament. And that the eſtretes of the ſayde iuſtyces be doubled, and the one part delyuered by the ſayde iuſtyces to the ſhyreffe, to leuey the money therof ryſyng, and therof to pay to the iuſtyces theyr wages by the hande of the ſayd ſheryffe by indenture betwyxte them therof to be made. And that the ſheryffes haue alowaunce in theyr accompt in the eſcheker by the ſame indenture. And that no duke, erle, baron, nor baronet, albeit they be aſſygned iuſtyces of the peace, and holde theyr ſeſſyons with the other .viii. iuſtyces, ſhal take any wages for the ſayde office. And that the iuſtyces put theyr names in the eſtretes togyther with the nombre of the dayes of theyr ſeſſyons, to the intent that the ſheryffes may knowe, to whom to pay wages, and to whom not, and the barons of the eſcheker, to whome to allowe and to whome not, and that the ſeales be made for the ſeruauntes and delyuered in to the keppynge of ſome good man of the countrey after the purporte of the ſayde ſtatute of Canterbury, whiche ſtatute with the modyfycation of the ſame made at the laſt parlyament, and the ſtatute of weyghtes and meaſures, and all other good ſtatutes and ordinaunces made heretofore and not repealed, ſhal be holden and kepte, and put in due execution.

Iuſtyces of peace.

Shyreffe.

Barons del eſcheker

¶ Item that the grote of the money of Scotlande renne in the halour onely of .ii.d. engliſſhe. And the halfe grote of Scotlande of .i.d. engliſſhe. And the .i.d. of Scotlande of an .ob. engliſſhe. And the .ob. of Scotland of a .ſ. engliſſhe. And yf the money of Scotlande be impeyred, that the valoure therof be abrydged after the rate, and that cõmiſſions be made throughe the realme to enquyre of them that haue brought or ſent the money of Englande into Scotlande, to make bullyon or money of Scotlande, in preiudyce and domage of the kynge and his realme.

Cap. xii.

Grote of ſcotland.

Money.

¶ Here begynneth the ſtatutes made at weſtmynſter the .xv. yere of kynge Rychard the .ii.

AT the parliament holden at weſtminſter the morowe of Alſoules, the .xb. yere of the reygne of kynge Rycharde the ſeconde after the conqueſt, our ſayde ſoueraygne lorde the kynge by the aſſent of the ſayde parlyament hathe ordeyned and ſtablyſſhed certeyne thynges in the fourme folowynge.

FYRST that all the good ſtatutes and ordynaunces made before thys tyme and not repealed be fermely holden and kept.

Cap i.

¶ Item it is accorded and aſſented, that the ordynaũces and ſtatutes made and not repealed of them that make entries with ſtronge hande into landes and tenementes or other poſſeſſyons, and them holde with force. And alſo of al thoſe that make inſurrections or great rydynges, ryotes, routes, or aſſembles in dyſturbaunce of the peace or of the common lawe, or in affraye of the people ſhal be holden and kept and fully executed: Joyned to theſame, that at al tymes, that ſuche forcyble entryes be made, and complaynt therof commeth to the iuſtyces of peace, or to any of them, that the ſame iuſtyces or iuſtyce take ſuffycyent power of the county, and go to the place where ſuche

Cap. ii.

Forcyble entree.

forcyble entrie with force is made: and yf they fynde any that holdeth fuche place forcybly after fuche entrye made, they fhall be taken and put in the next ayple, there to abyde tonuycte by the recorde of the fame iuftyces or iuftyce, tyll they haue made fyne and raunfome to the kynge. And that all they of the county, as wel the fheryffe as other, fhal attende to the iuftyces to go and aflyfte them to arreſte fuche offenders, vpon peyne of imprifonement, and to make a fyne to the kynge: And in the fame maner it fhall be done of them that make fuche forcyble entryes in benefyces or offyces of holy churche.

Cap. iii. Admirall.

Item at the great and grenous complaynt made to our foueraygne lorde the kynge in this preſente parlyamente, of that that the admyrals and they deputyes do encroche to them dyuers iuriſdyctions, fraunchyſes, and many other profytes pertaynynge to our fayde foueraygne lorde the kynge, and to other lordes, cytyes and borroughes, other then they were wonte or oughte to haue of ryghte to the greate oppreſſyon and impouerifhment of all the comons of the lande, and hyndraunce and loſſe of the kynges profytes, and of many other lordes, cytyes and borroughes throughe the realme: It is declared, ordeyned, and ſtablyſſhed, that al maner of contractes, plees and quarels, and all other thynges ryſyng within the bodyes of the countyes as wel by lande as by water, and alſo of wrecke of the ſea, the admyrall courte ſhall in no wyſe haue conyſaunce, power nor iuryſdyctyon: but that all ſuche maner of contractes, plees, and quarels, and all other thynges ryſynge within the bodyes of the countyes, as well by lande as by water, as afore, and alſo wrecke of the ſea ſhall be tryed, determyned, byſcuſſed, and remedyed by the lawes of the lande, and not before nor by the admyrall nor his lieutenaunte in no wyſe. Neuertheles of the deth of a man, and of mayhem done in great ſhyppes beynge and ladynge in the mayneſtreame of the greate ryuers, onely byneth the bryages of the ſame ryuers nyghe to the ſea, and in notie other places of the ſame ryuers, the admyrall ſhall haue conyſaunce, and to arreſt the ſhyppes in the greatflotes for the great byages of the kyng and of the realme. Sauynge al wayes to the kynge al maner forfetures and profytes therof comminge, and he ſhall haue alſo iuryſdyction vpon the fayde flotes durynge the fayde byages onely, ſauyng alwayes to the lordes cytyes and borroughes theyr lybertyes and fraunchyſes.

Wrecke.

Cap. iiii. Meaſure.

Item where as it is ordeyned by dyuers ſtatutes, that one meaſure of corne, wyne, and ale ſhulde be throughout the realme, and that. viii. buſſhels ſtryked make the quarter of corne. Neuertheleſſe bycauſe that no peyne is therupon ordeyned in the fayde ſtatutes, dyuers people of dyuers cytyes, borroughes, townes, and markettes, wyll not take neyther bye in the fayde cytyes, borroughes, townes, markettes, ne in no other place, but after .ix. buſſhels for the quarter: and yf they can not bye in that maner, they arreſte it as forfete, to the great damages and oppreſſion of al the people, & manifeſtly agaynſt the ſtatutes afore ſayde: It is ordeyned and aſſented, that the fayde ſtatutes ſhalbe fermely kepte and holden, as well in the cytye of London as in any other place throughout the realme, & that as well by water as by land, notwithſtandynge any vſage or cuſtome in tymes paſt vſed to the contrary.

London.

And

And that none from henſforth do bye in the cytye of London, ne in no other place, no maner corne nor malt, but after. viii. buſſhels the quarter, according to the purporte of the ſayd ſtatutes, vpon peyne of forfeyture of all the corne or malte ſo bought, ſauing to the kyng the ſayd forfeyture, excepte fraunchiſes royall, to whome the kyng of his eſpecyall grace hath graunted the ſame forfeyture, & that as wel the Mayre and ſheryffes of London, as the Mayres and bailyffes of other cytyes, boroughes, townes, & markettes (yf they do not therof full and due execution) ſhall incurre lyke peyne, as well at the ſute of the kynge as of the partye, or any other perſon that wyll ſue for the kynge. Mayres. Bayliffes.

Item, where as it is conteyned in the ſtatute De religioſis, that no relygious ne other, what ſo euer he be, do bye or ſell, or vnder colour of gyfte, or terme, or any other maner of tytle, receyte of anyeman, or in any maner by craftе or engyne of any maner cauſe to be approprtate vnto him any landes or tenementes vpon peyne of forfeyture of the ſame, wherby the ſayde landes and tenementes in anye maner myght come to mortmayne. And yf any relygyous or any other, come agaynſte the ſayde ſtatute by arte or engyne in any maner, that it be lawfull to the kynge, and to other lordes, in the ſayde landes and tenementes to entre, as in the ſayde ſtatute dothe more fully apperr. And nowe of late by ſubtyl ymagynation and by arte and engyne ſome relygyous perſones, byears, and other ſpyrytuall perſones, haue entred in dyuers landes and tenementes, whiche be adioynynge to theyr churches, and of the ſame landes by ſuffraunce and aſſent of the tenauntes haue made churchyardes, & by bulles of the byſſhope of Rome, haue dedecate & halowed the ſame, and in them do make continually parochyale buryenge without lycenſe of the kynge and of the chyefe lordes, therfore it is declared in this parlyament, that it is manyfeſtly within the compas of the ſayde ſtatute. And moreouer it is agreed and aſſented, that al they that be poſſeſſed by feoffement or in any other waye, to the vſe of relygyous perſons, or other ſpyrytual perſones of landes and tenementes, fees, auouſon, or any maner poſſeſſyons, to theintent to amortyſe them, wherof the ſayde religious and ſpiritual perſons take the profytes, that bitwyte this and the feaſt of ſaynt Mychael next comming, they ſhal cauſe them to be amortyſed by the licence of the kyng & of the lordes, or els that they ſhal ſel them & aliene them to ſome other vſe, betwene this and the ſayd feaſt, vpon peyne to be forfeyt to the kyng and to the lordes accordyng to the forme of the ſayd ſtatute of relygious, as landes purchaſed by relygyous people. And that from henſforthe no ſuche purchaſe be made ſo that ſuche religyous or other ſpirituall perſones take therof the profytes, as afore is ſayde, vpon peyne aforeſayde. And alſo that the ſame ſtatute extende and be kepte of all landes, tenementes, fees, auouſons, and other poſſeſſyons purchaſed or to be purchaſed to the vſe of gyldes or fraterniryes. And moreouer it is aſſented, for as moch as the Maires, bayliffes, and cõmons of cities, boroughes, & other townes, that hath a perpetual cominalte & others, whiche haue offyces perpetuall, be as perpetuall as people of relygyon, that from henſeforth they ſhal not purchaſe to them and to their cõmons or office, vppon the peyne conteyned in the ſtatute De religioſis. And alſo of that Cap. v. Relygyous. Mortmayne Churchyardes. Gyldes. Fraternities. Comminalty

that others be possessed, or hereafter shal purchase to theyr use: and they therof take the profytes, it shalbe done in lyke maner as afore is sayde of people of telygyon.

Cap. vi. ¶ Item bycause that dyuers domages and dysease s often tymes haue happened & dayly happen to the parrochyans of dyuers places by thappropriacyon of benefyces of the same places: It is agreed and assented, that in euery lycence from henseforthe to be made in the chauncery of appropriation of any parysshe churche, it shalbe expressly contayned and comprysed, that the dyocesan of the place, vpon thappropriation of suche churches, shal ordeyne accordynge to the valure of suche churches, a conuenyent summe of money to be payde & distributed yerely of the frutes and profytes of the same churches, by those that shal haue the sayd churches in propre vse & by theyr successours to the poore parochians of the sayd churches, in ayde of theyr lyuing and sustenaunce for euer, and also that the vycare be wel and sufficyently endowed.

Appropriacion.

Vycar.

Cap. vii. ¶ Item where as it is ordeyned by the statute made the .vii. yere of oure soueraygne lorde the kynge, that from thensefoorth no persone alyen or denyzyn, of what estate or condityon that he be, shall take or cary or cause to be taken or caryed by land or by sea out of the realme of England, to any partyes of Scotlande preuyly or apertely, any maner of armoure, corne, malte, or other vytayle, or anye other refreshynge, vpon peyne of forfeyture of the same vytayles, armoures, and other thynges aforesayde, together with the shyppes, vessels, cartes, or horses that beare or carye them, or elles the verye valoure of them, whervppon oure soueraygne lorde the kynge, at the requeste of the commons, and by the aduyse and assente of the lordes, hathe declared in thys parlyamente, the sayde statute in suche maner, that it was not his intente at the makynge of the sayde statute, ne yet is, that they that haue caryed or taken, or from henseforthe shall take or carye vytayles or marchaundyses to the towne of Berwyke vppon Twede, whiche is the kynges towne, and of hys lygeaunce, shall incurre that peyne of the sayde statute, ne shall not be bounde to paye customes and subsydyes graunted to oure soueraygne lorde the kynge of marchaundyses that be or shall be caryed oute of the realme. Prouyded alwaye, that they that take anye clothe, vytayles, or other marchaundyses out of the sayd towne of Berwyke, to any partyes of the kynges frendes, shall paye the subsydyes, customes, and other duetyes therof due to our soueraygne lorde the kynge, and yf they do cary to any partyes of the kynges enemyes, they shall incurre the peyne of the sayde statute.

Scotland. Armour. Victuales.

Berwyke.

Cap. viii. ¶ Item wher as it was ordeined at the last parliament, that the passage of tynne out of the realme shuld be at the port of Dartmouthe, & no place elles: It is agreed, that the sayd ordinaūce be adnulled, & that betwene this & the feaste of sayntt John Baptyst nexte cōmyng, al marchantes denyzens and alyens shal be at large, to lade tynne in shippes & other vessels, to cary oute of the realme in what hauen they wil chose within the realme, & to what party it pleaseth them. And after the said feast they shal repaire to Caleys for the time that the resort of wol shall be there, payenge alwaye the customes subsydyes and deuoyers therof

Tynne. Dartmouth. Marchantes

Caleys.

therof due before the passage of the sayde tynne.

¶ Item wher as it is contryned in the statute of the staple, to the intent that the contractes made within the staple shuld be the better kept, & the paymentes redyly made, that euery Mayre of the staple haue power to take recognysaunce of dettes, that any man wyl make before him in the presens of the constables of the staple or one of them. And that in euery of the sayde staples be one seale ordeyned to remayne in the custody of the sayde Mayre, vnder the seales of the sayde constables: it is agreed and assented that the sayde statute be fermely kept & holden. And that no mayre of the staple take or receyue any recognysaunce of dette contrary to the forme of the sayd statute, vpon peyne to pay to the kynge the moyte of the summe recognysed before him.

Cap. ix.
Staple.
Recognysance.
Mayre del Staple.

¶ Item at the complaynt of the commons made in the parliament, bycause that of old tymes dyuers clothes were made in the towne of Gilford, & other places within the counties of Surrey, Sussexe, and South. called clothes of Gylforde, which were of good makinge and of good valure, & dyd beare a great name. And nowe bycause that fullers & other of the same countrey, do vse to bye the clothes of the sayd countreys before that they be fulled & performed, and in makyng, for couetousnes to haue the sayd clothes of greater measure ouer the cõmon assise that late was vsed, do drawe the clothes more longer & more large than they were wont or ought to be, to the great impayrynge of the sayd clothes, and great dyscepte of the people. For to eschewe suche damages and dysceptes in tyme to come, it is agreed and assented, that from henceforthe no fuller nor other person what soeuer he be, shall bye within the sayde townes and countyes anye clothe, before the same clothe be fulled and fully performed in his nature, and also sealed vnder the seale therto ordeyned, vpon peyne of forfeyture of the same.

Cap x.
Clothes of Gylforde.
Fullar.

¶ Item it is agreed and assented, that all the gyrdelers of the realme, that worke gyrdels garnysed with whyte metalle, maye worke vse and contynue their sayde crafte, that is to saye, to garnysshe the gyrdels with whyte metall, as of olde tymes it hathe bene vsed, notwithstandynge anye charters or patentes made or graunted to the contrary. And yf any charters or patentes be made to the contrary, that they shalbe voyde and of no force.

Cap. xi.
Gyrdelers.
Charters.

¶ Item at the greuous complaynt of the commons made in the parlyament of that that diuers of the kinges subiectes be caused to come before the counsayles of dyuers lordes, and ladyes, to answere for their freholde, and for dyuers other thynges, real and personal, that ought to be ordered by the lawe of the lande, contrarye to the estate and ryghte of oure soueraygne lorde the kinge and of his crowne and in diminysshynge of the common lawe: It is agreed and assented, that from henceforth none of the kynges subiectes be compelled, neither by no way constrained to come ne to apere before the counsel of any lorde or lady, to answere for his freholde, ne for any thyng touchinge his freholde, nor for any other thynge reall nor personall, that belongethe to the lawe of the lande in anye maner. And yf any fynde them selfe greued in tyme to come contrary to this ordinaunce and agrement, he may compleyne to the chauncellor for the tyme beynge.

Cap. xii.
Apperance.
Chauncellor.

Here begynneth the statutes made at Wynchester in the.xvi. yere of kynge Richarde the.ii.

OUr souerayngne lorde the kyng Richard the.ii. after the conquest, at his parliament holden at Wynchester in the vtas of saint Hyllary, the.xvi. yere of his reygne, hath ordeined and stablysshed by the assente of his sayd parlyament, certeyne thynge in the forme folowynge.

Cap.i. Marchantes

FYrst wher as by the statute at Yorke the.ix. yere of the reygne of kyng Edward graund father of our soueraigne lorde the kyng that nowe is, it was ordeyned and stablisshed that al marchantes aliens & denizens, and al other and euery of them of what condition that they be, which wyl bye or sell wynes, auoyr de poys, flesshe, fysshe, and all other lyuynges and vytayles, clothes, wolles, wares, marchaundyses, and al other thinges vendable, from whence so euer they come by forreynes or by denizens, to what place that it be, be it in cytye, borroughe, towne, porte of the sea, fayre, market, or other place within the same realme, within fraunchyse and without, may freely and without oute disturbance sell the same to whome them please, as well to forreynes as to denyzens, excepte the enemyes of the kyng and of his realme, and after by an other statute made the.xvi. yere of the sayd graundfather, it was ordeyned and actorded, that the sayde statute made the sayd.ix. yere, shulde be holden, kepte, and mayntayned in all poyntes. And moreouer that euery marchaunt and other, of what condition that he be, as well alyen as denyzen that bryngeth wynes, flesshe, fysshe, or other maner of vytayles, clothes, felles, or auoyr de poys, or other wares or marchaundyses to the cytye of London or other cytyes, borroughes, and good townes of Englande, or porte of the sea, maye freely and without chalenge or empechemente of any, sell them in grosse or at retaile or by parcels at his pleasure, to any people that wyl bye them notwithstandynge any fraunchyse, graunte, or custome vsed, or any other maner of thinge made to the contrary, and that without disturbance or empeydyment of any, vpon certayne peynes conteyned in the aforesayd statutes. And afterward in the.xi. yere of the reigne of our sayd soueraigne lord the kyng it was also ordeyned & stablysshed, by the statute made the same yere, that these ii. statutes aforesaid shuld be holden, kept, maintayned, & fully executed in al pountes & articles of the same, notwithstãding any statute ordynance charter letter patent fraũchise proclamation cõmaũdmẽt vsage alowance or iugemẽt made or vsed to the contrary, as in the sayd statutes is more fully conteyned: Neuertheles for as moch as it semeth to our soueraygne lorde the kyng, that the sayd statutes, if they shal be fully holden and executed, shall extend to the great hinderance and domage as wel of the said citie of Lõdon, as of other cyties, borroughes, & townes of the realme, it is ordeined & assented, that no marchaunt straunger shall alyen, sell at retayle, nor bye, nor marchandye within the realme with an other straunge marchant alyen, to sel agayne, nor that no straunger marchant alyen shall sell to retayl within the same realme, nor shal not put to sell no maner of wares nor marchandyses, except liuinges and vytayls, and also that al aliens shal sel wynes by hole vessels, & spycery by hole

Vytayles. London.

Alyens.

Wynes.

vessels

vessels and bales, and in no other maner. And that no maner of spycery, after that it be brought in to the realme, shall be broughte oute of the same realme by alyen nor by denyzen, vpon peyne of forfeiture of the same. And moreouer the kynge wyll that the sayde statutes in all artycles and poyntes shalbe fermely holden and kepte.

Spicery. Denisen.

¶ Item where as at the last parlyament it was accorded and assented, that none of the kynges lyege people from henseforth shulde be bounde compelled nor constrayned by no meanes, to come nor to appere before any lordes or ladyes counsell, there to answere of his freholde, nor of thynge whiche touche freholde, nor of none other thynge reall nor personall, whiche belongethe to the lawe of the land in any wyse, as by the statute therof made more fully apperith, it is accorded and assented that the sayd statute shalbe firmely holden and kepte, and yf any lorde or lady, or other of the kynges lyege people, do to the contrary, they shall incurre the peyne of. rr. li. to the kynge.

Cap. ii. Apperance. Bonde.

¶ Item it is ordeyned & assented, that all the weyghtes & measures throughe the realme shalbe accordinge to the standarde of the escheker, after the forme of the statutes therof made: And also the kinge wyll, that the clerke of the market shal haue al his measures and weyghtes redy according to the standarde of the escheker, and signes and markes of the sygne of the escheker to that ordeyned, and the same weyghtes and measures so sygned and marked, to cary and bryng with him at al tymes that he shal make the assay of weightes and measures in anye parte within the realme: and that he nor none other of the kynges lyege people shal vse none other measure nor weyght, vpon the peynes conteyned in the statutes therof made before this tyme.

Cap. iii. Weyghtes and measures. Clerke of the market.

¶ Item it is accorded and assented, that no yoman, nor no other of lower estate than an esquyer, from henseforth shall not vse nor beare no lyuerye, called lyuerey of compayne, of anye lorde within the realme, yf he be not meyny all and famylyar contynually dwellynge in the house of his sayde lorde, and that the iustyces of peace shall haue power to enquyre of them, whiche do the contrary, and them to punysshe accordyng to theyr discretion.

Cap iiii. Lyuerey of company. Iustyces of peace.

¶ Item wher as the cõmons of the realme in this present parlyament haue shewed to our redouted souerayne lorde the kyng, greuously complayning, that for as moch as the sayde kynge and al his lyege people ought of ryght and of olde tyme were wonte to sue in the kynges courte, to recouer theyr presentmentes to churches, prebendes, and other benefyces of holy churche, to the which they haue ryght to present, the conisaunce of plee of which presentment belongeth onely to the kynges court of the old ryght of his crowne vsed in the tyme of his progenytours kinges of England. And whan iudgemente shall be gyuen in the same courte vpon suche a plee, and presentment, the archebyshopes, byshopes and other spirituall persons whiche haue institucyon of suche benefyces within theyr iurisdictions, be bounde and haue made execution of suche iudgementes by kynges commaundementes of all the tyme aforsayd, without interruption (for an other lay person may not make such execution, and also be bounde of ryght to make execution of many other of the kynges cõmaundmentes, of which ryght the crowne of England hath

Cap. v. Presentment

brne peoſpbly ſeaſed, as well in the tyme of oure ſayde ſoueraygne lo2de the kynge that nowe is, as in the tyme of all his p2ogenitoꝛs ypl this day. Bne nowe of late dyuers proceſſes be made by the byſſhope of Rome, and ſenſures of excommunication vpon certeyne byſſhoppes of Englande, bycauſe that they haue made execution of ſuche commaundementes, to the open dyſheryſon of the ſayde crowne, and dyſtruction of our ſayde ſoueraygne lo2de the kynge, his lawe and all his realme, yf remedy be not p2ouyded. And alſo it is ſayd, and a common clamour wade, that the byſſhope of Rome hathe o2deined and purpoſed to tranſlate ſome p2elates of the ſame realme, and ſome out of the realme, and ſome oute of one byſſhop2yche in to an other within the ſame realme, without the kynges aſſente and knowlege, and without the aſſent of the p2elates, whiche ſo ſhall be tranſlate, whiche p2elates be moch p2ofytable and neceſſary to our ſayde ſoueraygne lo2de the kynge and to all his realme: by whiche tranſlations (yf they were ſuffred) the ſtatutes ſhulde be defeted and deſtroyed, and his ſaide lyege perſons of his counſel without his aſſent, and agaynſte his wyll, withd2awen and goten out of his realme, and the ſubſtaunce and treaſoure of the realme ſhall be bo2ne awaye, and ſo the realme deſtitute as well of counſell as of ſubſtaunce, to the fynal deſtruction of the ſame realme. And ſo the crowne of Englande, whiche hath bene ſo free at all tymes, that it hathe bene in ſubiection to no realme, but immedyatlye ſubiecte to god and to none other in all thynges touchynge the regalye of the ſame crowne, ſhulde be ſubmytted to the byſſhope of Rome, and the lawes and ſtatutes of the realme by hym defeted and deſtroyed at his wyll, in perpetuall deſtruction of the kynge oure ſoueraygne lo2de, his crowne and his regalye, and of all his realme, whiche god defende. And mo2eouer the commons afo2e ſayde ſay, that the ſayde thynges ſo attempted be clerely agaynſt the kynges crowne and his regalye, vſed and app2oued of the tyme of all his p2ogenytours. wherfo2e they and all the lyege commons of the ſame realme wyll be with our ſayd ſoueraygne lo2de the kynge and his ſayde crowne and his regaly in the caſes afo2ſayd, and in al other caſes attempted againſt him his crowne and hys regalye in all poyntes to lyue and to dye. And mo2eouer they p2ay the kyng and him requy2e by way of iuſtyce, that he wold exampne all the lo2des in the parlyamente as well ſpy2ytuall as tempo2all ſeuerally, and al the ſtates of the parlyament, howe they thynke of the caſes afo2eſayd, whiche be ſo openlye agaynſte the kynges crowne, and in derogation of his regalye. and howe they wyll be in the ſame caſes with oure ſoueraygne lo2de the kynge, in vpholdynge the ryghtes of his ſayd crowne and regaly. wherevpon the lo2des tempo2all ſo demaunded, haue anſwered euery one by hym ſelfe, that the caſes afo2eſayde be clerely in derogation of the kynges crowne and of his regaly, as it is well knowen, and hathe bene of a longe tyme knowen, and that they wyll be with the ſame crowne and regalye in theſe caſes ſpecyally and in all other caſes whiche ſhall be attempted agaynſte the ſame crowne and regalye in all poyntes with all they2 power. And mo2e ouer it was demaunded of the lo2des ſpy2ytuall there beynge, and of the p2ocuratours of other beynge abſente, they2 aduyſe and wyl in all theſe caſes: which

Byſſhope of Rome.

lo2des

lo̱des, that is to saye, the archbysshoppes, bysshoppes, and other p̱lates beynge in the parlyament sommally examyned, makynge p̱otestacions, that it is not they̱ mynde to denye no̱ affeirme that the bysshoppe of Rome maye not excommunicate bysshoppes, no̱ that he maye make translation of p̱lates after the lawe of holye thyeche, answered and sayde that yf any execucyons of p̱oceses made in the kynges courte (as before) be made by any, and censures of excommunicacion to be maye agaynste any bysshope of England, o̱ anye other of the kynges lyege people, fo̱ that that they̱ haue made execucyon of such commaundementes, And that yf any execucyons of such translacyons be made of any p̱lates of the same realme, whiche p̱lates be bey̱ p̱ofytable and necessary to oure sayde soueraygne lo̱de the kynge and to his sayde realme, o̱ that the sage people of his councell without hys assente and agaynste hys wyll be withdrawen and eloyned out of the realme, so that the substaunce and treasure of the realme maye be destroyed, that the same is agaynste the kynge and his crowne, as it is contayned in the petycyon before named. And lykewyse the same p̱ocuratours euery one by hym selfe examyned vpon the sayd maters, hath answered and sayd in name, and fo̱ they̱ lo̱des, as the sayde bysshoppes haue sayd and answered, and that the sayd lo̱des spirituall wyll and oughte to be with the kynge in these cases lawfullye in mayntenynge of his crowne, and in all other cases touchynge his crowne and his regalye, as they be bounde by they̱ lyegeaunce. Wherupon our sayd soueraygne lo̱de the kynge, by the assente afore sayd, and at the p̱ayer of his sayd commons, hath o̱deined and stablisshed, that if any, purchase o̱ pursue, o̱ do to be purchased o̱ pursued in the courte of Rome, o̱ elle where anye suche translations, p̱oceses, and sentences of excommunycatyons, bulles, instrumentes, o̱ anye other thynges, whiche touche the kynge, agaynste hym, his crowne, and his regalye o̱ his realme, as is afore sayde, and they which bring within the realme o̱ them receyue, o̱ make therof notyfycation o̱ anye other execution within the same realme o̱ without, that they, they̱ notaryes, p̱ocuratours, mayntenours, abbettours, fautours and counsellers shall be put out of the kynges p̱otection, and they̱ landes and tenementes, goodes and catals fo̱feyte to the kyng, and that they be attached by they̱ bodyes, yf they maye be founde, and brought before the kynge and his counsell, there to answere to the cases afore sayde, o̱ that p̱ocesse be made agaynste them by Premunire facias in maner as it is o̱deyned in other statutes of p̱oupysours, and other whiche do sue in any other courte in derogacyon of the regalye of our souerayne lo̱de the kynge.

Prelates.

Premunire facias.

Cap. vi.

Item where as in an artycle of a statute made in the parlyamente holden at Westmynster, the mondaye nexte after the feaste of sayncte Hyllarye, the xiii. yere of the kynge that nowe is, it was o̱deyned and graunted, that no charter of pardon than shulde be allowed before anye iustyces fo̱ murdre, dethe of man slayne by a wayte, assaute o̱ malyce p̱epensed, treason, o̱ rape of woman if it were not specified in the same charter: And if any charter of the dethe of man were alleged before anye iustyces, in whiche charter was not specyfyed, that he, of whose dethe any such was arraigned, was murdred o̱ slayne

Charter of pardon.

ſlayne by a wayte, aſſaute, or malyce prepenſed, the iuſtyces ſhall enquyre by a good enqueſt of the vyſne where the dead perſon was ſlayne, yf he were murdred or ſlayne by a wayt, aſſaut, or malyce prepenſed: and yf they fynde, that he was murdred or ſlaine by a wayt, aſſaut, or malyce prepenſed, the charter ſhall be dyſalowed, and moreouer do as the lawe ſhal requyre: wherfore thynges our ſoueraygne lorde the kinge wyll and graunt, that they ſhall be fermely holden and kepte. And moreouer by the aſſente of the lordes in this preſent parlyamente, and at the prayer of his commons hathe ordeyned and graunted that the remenaunt of the ſayd artycle ſhall be holly oute, repealed and adnulled, that is to ſay, yf any praye to the kyng for a charter of pardon for murdre, deth of man ſlaine by a wayte, aſſaut or malyce prepenſed, or rape of a woman, yf the chamberlayne indorce or do to be indorced ſuche byll, he put the name of him that prayeth for ſuche a charter vpon the ſame byll vpon peyne of a .M. markes, and yf the vnderchamberlayne indorſe ſuche byll, he ſhall do lyke wyſe, vpon peyne of .CCCCC. marke. And that none other, but the chamberlayne or the vnderchamberlayne, ſhall indorce or do to be indorſed anye ſuche byll, vppon peyne of a .M. markes. And that no warant of pryuye ſeale ſhal be made to haue a charter, excepte that the keper of the prynye ſeale haue ſuche byll indorſed or ſygned by the chamberlayne or vndertchamberlayne as afore. And that no charter of pardon of treaſon or of other felony ſhall paſſe the chauncery without warrante of prynye ſeale, but in the caſe where the chauncellor may that graunt of his office, without ſpekynge therof to the kynge. And that he, at whoſe prayer anye charter of pardon for murdre, deth of man ſlayne by a wayte, aſſaute, or malyce prepenſed, treaſon, or rape of a woman ſhall be graunted, yf he were an archebyſſhop or a duke, he ſhulde paye to the kynge .M. li. yf he were a byſſhop or an ecle, he ſhulde paye to the kynge a .M. markes, and yf he were an abbot, prioure, baron or baronet, he ſhulde paye to the kynge .CCCCC. markes and yf he were a clerke, bacheler, or other of leſſe eſtate, of what condytyon that he be, he ſhall paye to the kynge .CC. markes, and ſhall haue a peres imprysonement, bycauſe that the ſayde commons of the realme ſythens haue perceyued great greuaunce of the ordynaunce aforeſayd, for as moch as many people for malyce haue indyted dyuers perſons for murdre, deth of a man ſlayne by a wayte, aſſaute, and malyce prepenſed, and treaſon, where of treuth there was no ſuche cauſe, to the entente that no man ſhulde be bolde to praye to the kynge our ſoueraygne lorde for ſuche charter.

Chamberlayne.

Prynye ſeale Chauncellor.

Here begynneth the ſtatutes made at weſtmynſter the .xvii. yere of the reygne of kynge Rycharde the .ii.

THESE be the thinges ordeyned and ſtablyſſhed by our ſouerayngne lord the kyng, at his parliament holden at weſtminſter the .xv. daye of ſaynte Hylary, the .xvii. yere of his reygne, by the aſſente of the ſayde parlyamente, whiche he wyll and commaunde, that they ſhall be fermely holden and kepte after the purporte of the ſame.

Fyrſt

Cap.i.
Halfepeny.
Farthinge.
Money.
Grote.
Golde.
Syluer.
Scotlande.

FYRST where it was ordeyned by the noble kinge Edwarde, graundfather to oure soueraygne lorde the kynge, the .x. yere of hys reygne, that no starlynge halfepeny nor farthinge shall be molten for bellell, nor other thyng therof to be made by the goldsmythe nor other, vpon peyne of forfeyture of the money so molten, and imprysonemente of the founder, tyll he haue yelden to the kynge the halfe of that that he hathe so molten: notwithstandynge any charter or fraunchyse graunted or vsed to the contrarye: It is accorded and assented, that the sayde ordynaunce shalbe fermely holden and kept. And moreouer it is ordeyned and assented, that no grote nor halfe grote shall be molten by no man to make bellell or other thynge therof, vpon the same peyne. And that no golde nor syluer of Scotlande, nor of other landes beyonde the sea, shall renne in no maner of paymente within the realme of Englande but shall be broughte to the bullyon, there to be molten in the coyne of Englande, vpon peyne of forfeyture of the same, and of imprysonement, fyne, and raunsome of hym whych doth contrarye. And that no man shall bryngе nor sende anye englysshe money into Scotlande for to chaunge the same in money, or for Scottysshe money, vpon the peyne nexte aforesayd.

Cap.ii.
Clothes.
Carseyes.
Aulneger.

¶ Item that euery man of the realme maye make and putte to sale and sell clothes, as well kerseyes as other, of suche lengthe and brede as him please, payenge the aulnage subsidye and other deuoyers, that is to saye, of euerye peace of clothe after the rate: notwithstandynge anye statute ordynaunce, proclamation, restraynte, or defence made to the contrarye. And that none shall sell nor put to sale anye clothes before that they be measured by the kinges aulneger, and sealed with the seale to that ordeyned, vppon the peynes conteyned in the statutes therof made, and that no man shall put, medle, cause nor make other dyscreyte in the clothes of kerseyes, vpon peyne of forfeyture of the same.

Cap.iii.
Syngle worsted.
Calays.

¶ Item that the marchauntes and workers of clothes, called syngle worsted, may bryngе bolles of syngle worsted to what partyes that them pleaseth (excepte to the kynges enemyes) payenge the customes and subsydyes therof due, without payenge the deuoyers of Calays: notwithstandyng any statute, ordynaunce, proclamation, inhibition, commaundementes, or charters, lybertes, vsages or prpupleges, graunted or to be graunted to the burgeses of Calays, or to the marchantes of the staple of Calays, or to any other made or to be made to the contrarye: And that the obligations and suretyes taken before this tyme for the deuoyers of Calays shall be restored and deliuered. Prouyded alwayes, that vnder the coloure of the sayde bolles of syngle worsted, they shall bryngе no double worsteds, nor halfe double, nor worsteds ray nor motley, vpon peyne of forfeyture of the same.

Cap iiii.
Malte.
London.

¶ Item that the malte whiche shall be made in the countyes of Huntyngdone, Canterbyrye, Northampton, and Bedforde, whiche shall be solde and broughte to the cytye of London, to vytaple the kynges housholde and other lordes housholdes and gentyls there dwellynge and repayrynge. And also for sustenance of all the people of the sayde cytye, shalbe well and conuenably syfted, inclensed, and purifyed before the sale of the same, from duste and all

other

Mayre. Baylyffes. Wardeyns.

other lythe, so that the byars maye haue viii. busshels of clene malte for the quarter. And that the Mayres, baylyffes, and wardens of townes and places where suche malte shall be solde, shall haue power at euery maunes sute that wyll complayne to see and serche the sayd malte. And if defaute be found therof, to make due redresse.

Cap. v.

Serchour. Gaugeoure. Aulnegeer. Collector. Comptroller.

ITem it is ordeyned and stablysshed, that no serchoure, gaugeoure of wynes, aulnegoure, synder, nor wayer of wolles or anye other marchaundyses, collectour of any customes and subsydyes, or controllours shall haue estate in his office for terme of lyfe or of yeres: but that the sayde offyces shall remayne in the kynges handes vnder the gouernaunce of the treasourer for the tyme beynge, with the assente of the counsell whan nede is. And yf any charters or letters patentes be made to the contrary, they shall be clerely adnulled, voyde, and of none effecte.

Cap. vi.

Suggestion. Chauncellor.

ITem for as moch as people be compelled to come before the kynges counsell or in the Chauncery by wrytes grounded vpon vntrewe suggestyons, that the Chancellor for the tyme beynge mayntenaunte after that suche suggestyons be duely founde and proued vntrewe, shall haue power to ordeyne and awarde damages after his discretion, to him whiche is so trauailed vnduelye as afore is sayde.

Cap. vii.

Corne.

ITem the kynge at the requeste of the commons to hym made in this present parlyament, hath graunted lycence to all his lyege people of his realme of Englande to shyppe and cary corne oute of the sayde realme, to what partyes that pleaseth them, except to his enemyes, payeng the subsydyes and denoyers therof due: notwithstandynge any ordynaunce proclamation or any defence made before this tyme to the contrary: Neuertheless he wyl, that his counsell may restrayne the sayde passage whan they shall thynke best for the profyte of the realme.

Cap. viii.

Dyssaynes.

ITem where as at the parlyamente holden at Westmynster the .x. yere of the reygne of our soueraygne lorde the kynge that nowe is, for as moche as dyssaynes, and other offendours of late haue ryssen by assembles and outrageous nombre in dyuers partyes of the realme agaynste the kynges dygnite and his crowne, and the lawes of his lande: It was straytely defended by the kynge to all maner of people, that none from henseforthe shulde make or begynne agayne suche ryote or rumour, nor other lyke. And yf any man dyd, and that duely proued, he shulde be taken as a traytour to the kyng and his realme. Neuertheles a grenous complaynte was made to oure soueraygne lorde the kynge in this present parlyament, that dyuers people, not hauynge consyderation to the sayde defence, as well in the countyes of Chestre, Lancastre, and elsewhere in Englande, haue made suche assembles in outrageous numbre, to accomplysshe theyr malyce, agaynste the kynges peace his crowne his dygnytye, and the lawes of hys lande: wherfore oure soueraygne lorde the kynge in this presente parlyamente hathe defended to al the lyege people, as well lordes as other, of what so euer estate that they be, that none shall make suche assembles, ryote, or rumoure agaynste the peace in no wyse: And yf any suche assemble be begonne, as sone as the shyryffes and

Ryotte. Rumour. Assembles. Shireffes.

other

other the kynges mynysters, maye therof haue knowlege, they with the strengthe of the countye and countrey, where suche case shall happen, shal set disturbance agayne suche malyce with all theyr power, and shall take suche offendours, and them put in pryson tyll due execution of the lawe be of them made. And that all lordes and other lyege people of the realme, shal be attendynge with all theyr strengthe and power to the sherysses and mynysters aforsayde.

Cap. ix. Salmon sewes.

¶ Item where it is conteyned in the statute of westmynster seconde, that salmonsewes shall not be taken nor destroyed by nettes nor by other engyns at the mylstankes from the mydes of Apryl tyl the natyvyte of saint John the Baptyste, vpon a certeyne peyne lymytte in the same statute: And where as by a statute made the .xiii. yere of the kinge that nowe is, it was ordeyned, that the sayde statute of westmynster seconde shulde be fermely holden and kept, ioyning to the same, that salmonsewes shuld not be taken at the mylles stankes nor elsewhere, vppon the same peyne. And that no fysshar nor gardyman nor none other, of what estate or condition that he were shulde not put from henseforth in the waters of Thamys, Humbre, Ouse, Trente, nor none other water of the realme, by the said time, nor by none other time of the yere, any nettes called stalkers, nor other nettes nor engynes, wherby the frye or brode of salmons, lampreys, or of any other fysshe maye in any wyse be taken or destroyed vpon the peyne aforesayde: And also it was rehersed in the sayd statute made the sayd .xiii. yere, that where it is conteyned in the same statute of westmynster, that all the waters, in whithe salmons be taken in the realme, shalbe put in defence as to the takynge of salmons from the daye of the Natiuitye of our lady tyll saynt Martyns day. It was ordeyned and assented in the sayde statute made in the sayde .xiii. yere, that the waters of Lone, wyre, Mersee, Rybbyll, and all other waters in the countye of Lancastre, shulde be put in defence as to the takynge of salmons from the daye of saynt Wyghell tyl the day of the Purificacion of our lady, and in none other tyme of the yere, bycause that salmons be seasonable in the sayd waters by the tyme aforesayde: And that in the partyes where suche ryuers be, good and sufficyent conseruatours of the sayde statute, made the sayd .xiii. yere, shulde be assygned and sworne, as it was ordeyned in the statute of westmynster. And that they shuld punysshe the offendours, vpon the peyne cõteyned in the same statute of westmynster, without making any fauour therof: whiche statutes haue not bene hytherto duely executed for defaute of good conseruatours, as our sayd souerayne lord the kynge hath perceyued by complaynt to him made in this presente parlyament: wherfore it is accorded and assented, that the Justyces of the peace in all the countyes of Englande, shall be conseruatours of the sayde statutes in the countyes where they be Justyces: And that they and euery of them at all tymes when they may attende, shal survey the offentes and defautes attempted against the statutes aforesayde. And also shall survey and serche all the weares in suche ryuers, that they shall not be very straite for the destruction of such frye and brode, but of a reasonable wydenes after the olde assyse vsed or accustomed: And that the same iustyces,

Fysshar. Gardyman.

Nettes. Lampreys.

Conseruatours.

Justyces of peace.

Weares.

ces, by any of them which shal synde defaute or mysprision agaynst the statutes afore sayde shall make due punysshment of them, whiche be founde in defaute after the content of the same statutes. And that the same Justyces shall put good and sufficyente vnder conseruatours of the same statutes vnder them whiche shal be sworne to make lyke surueyeng serche and punysshment without any fauoure therof to be shewed. And more ouer that the same Justyces in theyr sessyons shall inquyre as well of theyr offyce, as at the informacion of the vnder conseruatours aforesayde, of all trespasses, mysprysyons, and defautes made agaynste any of the poyntes afore sayde, and shall cause them which be therof endyted to come before them. And yf they be therof conuycte, they shall haue imprysonement, and make fyne after the discrecion of the same iustyces. And yf the same be at the informacion of any of the vnder conseruatours aforesayde, the same vnder conseruatoure shall haue the halfe of the same fyne. And for as muche as it is graunted to the cytezens of London by the kynges progenytours, that they maye remoue and take all the weares in the waters of Thamys and Medewaye, and that they shall haue the punysshmentes therof pertaynynge to the kynge: Oure sayde souerayne lorde the kynge, in thys presente parlyamente, by the assente aforesayde, hathe graunted that the Mayre or warden of London for the tyme beynge, shall haue the conseruacion of the statutes aforesayde. And shall make therof due execution and lyke punysshement as afore is ordeyned of the Justyces of the peace, in the sayde water of Thamys, from the bridge of Stanes to London, and from thense ouer the same water, and in the sayde water of medewaye as farre as it is graunted to the sayde cytezens, as afore is sayde.

London.

Cap. x. Theues. Commission of peace.

ITem for as moche as theues notoryously dyffamed and other taken with the maner, by theyr longe abidynge in prysson after that they be arrested, be delyuered by charters and fauorable enquestes procured, to the great hinderaunce of the people: It is accorded and assented, that in euery commission of the peace throughe the realme, where nede shalbe, two men of lawe of the same countye where suche commission shalbe made, shalbe assigned to go and procede to the delyueraunce of suche theues and felones, as often as they shall thynke it expedyente.

Here begynneth the statute made at westmynster the .xx. yere of kynge Rychard the seconde.

THE kynge at his parlyament holden at Westmynster, in the feaste of sayncte Vincente, the .xx. yere of hys reygne, by the assente of the prelates, lordes, and commons of his realme of England assembled in the same present parlyamente, for the quyetenesse and tranquylyte of his people, hathe made certayne statutes and ordynaunces in the forme whyche foloweth.

Cap. I. Armour.

FYRST where as in a statute made the .viii. yere of the reygne of the king that nowe is, it is ordeyned and assented that no man shall ryde armed within the realme agaynste the fourme of the statute of Northamton therupon

vpon made no⁊ with Launcegaynes within the same realme. And that the sayd Launcegaynes shall be vtterly put oute within the sayde realme as a thynge defended by the kyng, vpon peyne of fo⁊feyture of the same Launcegaynes armoures o⁊ anye other harneyes in the handes and possessyon of them that beare them from hensfo⁊th within the same realme agaynst the same statutes and o⁊dynances, without the kynges speyall lycence. Our soueraygne lo⁊de the kyng consyderyng the great clamour made to him in this p⁊esent parlyament, bycause that the sayde statute is not holden, hath o⁊deyned and stablished in the same parlyament, that the sayde statutes shalbe fully holden and kept and duely executed: and that the sayde Launcegaynes shal be clere oute⁊ vpon the peyne conteyned in the sayde statute of No⁊thamton, and also to make fyne and raunsome to the kynge. And mo⁊e ouer that no lo⁊de, knyght, no⁊ other, lyeell no⁊ greate, shall go no⁊ ryde by nyghte no⁊ by day armed, no⁊ bere salet no⁊ shulle of yron no⁊ other armoure, vpon the peyne afo⁊esayde: saued and except the kynges officers and mynisters in doynge they⁊ offyces. And mo⁊eouer the kynge wyll and hathe o⁊deyned, that the statute made the fyrst yere of his reygne of lyueres of hattes shall be holden and kepte, vpon the peyne conteyned in the same statute, and vpon peyne to be imp⁊ysoned and make fyne and raunsome to the kynge.

Launcegaynes

Lyuerye hattes.

Cap. i.

¶ Item that no baclettes called yomen, no⁊ none other of lesse estate than esquyer, shall vse no⁊ beare no sygne of lyuerey called lyuerye of companye of any lo⁊d within the realme, oneles he be menyal and famylyer o⁊ contynuall officer of hys sayde lo⁊de. And that the Justyces of the peace shall haue power to enquyre of them which do to the contrarye, and them to punysshe acco⁊dynge to they⁊ discretion.

Lyuerye. Justyces of peace.

Cap. iii.

¶ Item the kynge wyll and defende, that no lo⁊de no⁊ other of the countrey lyeell no⁊ greate, shall sytte vpon the benche with the iustyces to take assyses in they⁊ sessyons in the countyes of Englande, vpon greate fo⁊feyture to the kynge and hathe charged his sayd iustyces, that they shal not suffre the contrarye to be done.

Lo⁊de.

Cap. iiii.

¶ Item where as it is conteyned in a statute of the late kynge Edwarde, graundefather to the kynge that nowe is, the .xvbiii. yere of his reygne, that no maner of shyppe, whyche is freyghted towarde Englande o⁊ elsewhere, shall be compelled to come to any po⁊te of Englande, no⁊ there to tary agaynst the agremente of the maysters and maryners of the same, o⁊ of the marchauntes to whome the goodes be: And yf suche shyppes come of they⁊ agreement, o⁊ be d⁊yuen by tempest o⁊ other info⁊tunite o⁊ mischyefe to any po⁊te of Englande, and the maysters and maryners, o⁊ marchauntes of the same shyppes, wyll sell o⁊ delyuer parte of they⁊ marchaundyses with they⁊ good wyll, it shalbe lawful to euery persone to bye suche marchaundyses freely without impechement in the po⁊te where suche shyppes shall come: all be it the marchaundyses be not put to sale to the lande. And that the maysters, maryners, and marchauntes, after that they haue so solde that that them pleaseth of they⁊ sayd goodes, and the custome therof payde, may freely departe and go with they⁊ shyppes, and all the remenaunt of they⁊ goodes, wher

Shyppe.

Marchandyse. Maryner.

where it pleaſe them, without payenge therof cuſtome. Our ſaid ſouereigne lorde the kyng for the quyetnes and eaſe of his people, wyll that the ſayd ſtatute ſhalbe holden and kept in all poyntes and duely executed, notwithſtandynge any ordynaunce or vſage to the contrary.

Cap. v. Item for as moche as the commons haue made complaynte, that many great myſcheefes extortions and dyſeaſes be made by dyuers people of euyll condycion, whiche of theyr owne auctoryte take and do to be taken royally horſes and other thinges and beſtes out of theyr waines, cartes, and houſes, ſayeng and ymagenyng that they be to ryde in haſty meſſages and buſynes, where of truthe they be in no wyſe pryuey of no buſynes or meſſage, but all onely in dyſceyte and ſubtylte by ſuche colour and ymagination do take horſes, and the ſayd horſes ſo haſtely do ryde and euyll entreate, haunynge no maner of conſcience or compaſſion in this behalfe, ſo that the ſayde horſes become al loſt and foundred, payenge no maner of thyng nor peny for the ſame, nor gyuyng them any maner of ſuſtenaunce: And alſo that ſome ſuch maner of people chaunging and varyeng theyr names, do take and ryde ſuche horſes, and them bryng to an other place, ſo that they, to whom they belong, can neuer after by no meanes, ſe, haue agayne nor knowe theyr ſayd horſes wher they be, to the great miſchiefe, loſſe diſtruction, and hynderaunce of the kinges poore people, theyr huſbandrye, and of theyr lyuynge: Our ſoueraygne lorde the kynge, wyllynge for the quyetenes and eaſe of his people to make remedy therof, wyl & hath ordeined, that none from henſforth ſhal take no ſuch horſe nor beaſte in ſuche maner agaynſte the agremente of them to whome they be. And yf any that do, and haue no ſuffycyent ſygne nor auctoryte of the kynge, he ſhall be taken and impryſoned tyll he hath made due agrement to the partye.

Cap. vi. Item our ſoueraygne lorde the kynge hath aſſented and graunted of his ſpecyall grace, by aſſent and accorde of al lordes ſpiritual and temporal, & of al the commons in this preſent parlyament, to Robert Belknape, John Holt and William Burghe knightes of the bathe, and dwelling in Irelande, that they ſhall come agayne into Englande, there to dwelle for terme of theyr lyues. And that they ſhall be perſons able to the common lawe as the kinges lyege people, without beynge therof impeched, notwithſtandynge the ſtatute therof made the .xi. yere of the reygne of our ſayd ſoueraygne lorde the kyng. Haunynge alwayes agaynſte them, all the other poyntes conteyned in the ſayde ſtatute.

Pardon.

Here begynneth the ſtatute made at weſtmynſter the .xxi. yere of kynge Rychard the ſeconde.

IT is to underſtande, that oure ſoueraygne lorde the kynge, by the grace of god kynge of England and of Fraunce, and lord of Irelande, at his parliament ſomoned and begonne at Weſtminſter vpon the monday next after the feaſte of the exaltation of the holy Croſſe, and fro thenſe adiourned to Shrotſbury at the .xv. of ſaint Hyllary than next enſuyng, and there ended, to the honour, of god and holy

churche

churche, and for saluacion and suerty of his realme and good gouernance of his people of the assent and accorde of the prelates, dukes, erles, barons, and commons of his realme there assembled, hath made certeyne statutes and ordynaunces hereafter folowynge.

Capi. i.

FIrste that holy churche, and the lordes spirituall and temporall, and all estates and borroughes and other communaltyes of the realme, haue and enioy theyr lybertyes and fraunchyses from henceforth, as they haue reasonably had and enioyed in tyme of his noble progenitours kinges of England.

Capi. ii.

Item wher as the comons of ỹ parliament haue shewed to our soueraigne lorde the kynge, howe in the parliament holden at Westmynster the fyrst day of October, in the .xi. yere of his reygne, Thomas duke of Glocestre, and Richarde erle of Arundel, traytours to the kyng and his realme, and his people by false ymagination and compassyng, caused a commyssion to be made by statute, directe to them selfes and other persones at theyr denomynation, for to haue the rule of the kyng and the realme, as well within the kynges house as without in the kynges seignoryes, bey onde the sea, as it is conteyned in the sayde commyssyon, the tenoure wherof doth folowe.

Commyssion

RIcharde by the grace of god kyng of Englande and of Fraunce, & lord of Irlande, to all them that these present letters shall se or here sendeth gretyng, we haue certaynly knowen by the greuous complaynt of the lordes and the commons &c. as it appereth in the .x. yere, reherssing all the sayde commyssyon, so that the sayde commyssyon and the sayde statute, touchynge the same commyssyon, semethe to the sayde commons to be preiudycyall to the kynge and to his crowne, and vsurpation of the regalye and royall power, and that the sayde duke of Glocestre and erle of Arundell dyd sende a greate man and ppere of the realme in message to our lorde the kynge, who of theyr parte sayde, that yf he wolde not graunte and assente to the sayde commyssyon and statute, he shulde be in greate peryll of hys lyfe, and so as well the sayde commyssyon as the sayde statute touchynge the sayde commyssyon, were made by constreynte and compulsyon, and agaynste the agremente of the kynge and his wyll: Wherfore the sayd commons prayen our soueraigne lorde the kynge, that the sayde commyssyon, and statute touchynge the same commyssyon, with all theyr dependauntes be repelled and vtterly adnulled, as a thynge done traytorously and agaynst his regalye hys crowne and his dygnytye. Wherupon our soueraygne lorde the kyng, of the assente of all the lordes spyrytuall, and the proctours of the clergye, at the requeste of the sayde commons here hathe repelled the sayde statute in thys artycle, and the sayde commyssyon and all the peynes and dependauntes of the same vtterlye to be adnulled for euer, for the causes aforesayde. And moreouer that the kynge of the assente of all the sayde lordes and commons hathe ordeyned and stablysshed, that no suche commyssyon neyther suche lyke, be fro henceforth purchased, pursued, nor made: And he that purchaseth pursueth or procureth to be made any suche commyssyon, or any lyke in tyme comynge, priuelye or apertlye, or vse Intrydyction or power by vertue of anye suche commyssyon, and of the same be duely conuycte in the parliament, he shall be

adiudged for a traytour, and that of hyghe treason done agaynste the kynge and his crowne. And the kynge shall haue the forfeyture of his landes tenementes, possessyons and all other hereditamentes, to him and to his heyres as well holden of hym selfe as of other.

Capi.iii. ¶Item it is ordeyned and stablisshed, that euery man, whiche compaseth or purposeth the deth of the king, or to depose him, or to rendre vp his homage or liege, or he that reseitth people, and rydeth against the kyng to make warre within his realme, and of that be duely attainted & iudged in the parliament, shalbe iudged as a traytour of high treason agaynste the crowne. And he for him and his heyres shal forfete al the landes tenementes, and possessyons, reuertyes & al other hereditamentes, which he hath or any other hath to his vse or had the daye of the treason done, as well in fee tayle as in fee simple to the kinge and to his heires, as well suche landes holden of other as of him selfe for euer and also suche possession as other haue to his vse. And that this statute shal extende and holde place as wel to them whiche be iudged or attaynted for these.iiii. poyntes of the sayde treason in this presente parlyament, as of them whiche shalbe iudged or attainted in the parliament in tyme to come of any of the.iiii. poyntes of treasons aforesayde. And it is not the mynde of the kynge, nor of his lordes, nor the assent of the commons aforesayde, that if any suche, whiche forfeyteth in the maner aforesayd, be infeffed in any lande, tenement, or possessyon to others vse, that that shall be comprysed in the same forfeyture.

Treason.

Cap. iiii. ¶Item the king, by the assent aforesayd hath ordeyned and stablisshed that if any, of what estate or condition that he be, do procure or councel to repeale, abate, reuerse, or adnulle, any of the iudgementes gyuen agaynst any statutes or ordynaunces made in the same parlyamente or any parcell of the same in any wyse, and that duely proued in the parliament, that he shalbe iudged & haue execution as a traytoure to the kyng and to the realme. To whiche ordynaunces and statutes wel and lawfully to be holden and kept, the lordes of the realme, as well spyrytuall as temporall be sworne and haue made othes before the kyng, as it appereth in the rule of the parlyament.

Capi.v. Othe. Prelates. Lyuerye ¶Item more ouer oure soueraygne lorde the kynge for the more suertye in tyme comming, hath ordeined and stablisshed, that the othe of the said lordes shall be put of record in the parliamemte rolle. And that it be enrolled in the chauncerye, so that the successours of all the sayde prelates, vpon the forfayture of theyr fealtye for theyr temporaltyes before that they haue lyuerey of the same out of the chauncery, shall make the same othe in all tymes to come. And also that al the heires of the said lordes temporall in tyme to come, at the makynge of theyr homage or fealte, before that they haue possessyon of theyr landes out of the chauncery, shall make suche an othe.

Capi.vi. Treason. ¶Item the king, at the request of the said commons, by the assent aforesayd for the more suretye of him and of all his realme of Englande, and also of his people in tyme to come, hathe ordeyned and stablysshed, that the yssue males of suche persones forjudged nowe begotten, shall not come to the parlyamentes nor to the counsels of the kynge nor of his heyres, nor shall not be

of the

of the kynges chaunell nor of his heyres, sauynge alwayes that the yssues, females of the sayd persones forjudged, and theyr yssues, whiche haue other straunge fathers shall not be endomaged by this statute.

Item the kyng hath ordeyned and stablysshed, that al the annuitees, fees, corrodyes, and all other charges made or graunted by them or any of them that be iudged traytours in the same parlyament, after the daye of the treasons done, shalbe voyde annulled and holden for none. Cap. vii. Treason.

Item it is ordeyned & stablysshed, that the kyng shal haue the presentmentes, yeftes, & collacyons of all the benefyces, whose auoysons were to the persons attainted in the said parlyament, of euery voydaūce fallen after the treasons of the said persons done and begonne, except the benefyces, of which the owners or incumbentes haue ratifications of our sayde soueraigne lorde the kyng, which owners the kynge wyll that they shall enioye theyr sayd benefyces. And sauynge alwayes that they, whiche be in by waye of permutation with such benefyces that they haue therof ratyfycation if they wyll pursue. Cap. viii. Treason.

Item our soueraigne lorde the kyng hath ordeyned and stablysshed, for the great charite and affection that he hath in the county of Chester, & to the gentyls of the same, and for as moche as the kinge him selfe before that he dyd take the hye dygnyte of kyng, and his honourable father before him, and other his noble progenytours, haue bene Erles of the sayd countye of Chester, and for the great honoure of his eldeste sonne, yf god sende him any, and of his other heyres, whiche shall haue the same seygnorye hereafter, by the assent and accorde of all the lordes spirituall and temporall and at the prayer of the said commons hath ordeyned and stablysshed for him and his heyres, that the said county of Chester shalbe the principalitye of Chester from henceforth named and holden the pryncipalitye of Chester, with al the lybertyes and fraunchysses therof had and vsed, and in the same maner as it hathe bene before whan he was named erle of Chester, for euer. And more ouer the kynge of his certeyne science, and by the assente and accorde aforesayde, and for the increase and honour of the state of prynces, whiche shall be there, and for the ease, concorde, and tranquylyte of his lyege people of the sayde principalytye and of the countyes of Flynt and Shropshyre, and of the seygnoryes, which be ioynyng to the same, hath graunted ordeyned and stablysshed, that the castell of Ryons, with the seygnorye of Bromfelde and Yale to the sayde castell belongyng: the castel of Chike, with the seignorye of Chirkeslande to the sayde castell belongynge: The castell of Oswaldstrete, with the towne well walled with stone, and the hundrede, and .xi. townes to the sayd castell belongynge: The castel of Isabel, with the seignorye to the same, belonginge to the castell of Dallilay, with thappurtenaunces in the countye of Shropshyre, and the reuertion of the seygnorye of Cleue, with all theyr appurtenauuces, whiche Edwarde erle of Rutlande holdethe for terme of his lyfe, all whiche townes castels and seignoryes aforesayde were to Rycharde late erle of Arundel, and whiche by force of the iudgement gyuen against the said erle in the saide parlyament, be forfete to our soueraigne lorde the kynge, shalbe from henceforthe annexed vnyted and incorporate to the sayd principalite of Chestre and shall Cap. ix. Chester. Principalyte of Chester.

wholy abyde and remayne to the same p̄yncipalite, as parcell & membre of the same for euer, without beyng gyuen, sold, alyened, seuered, or departed fro the p̄yncypalytye to any persone by anye waye hereafter. And that no gyfte nor graunt at any tyme hereafter be made of the sayd p̄yncypalite, nor of the castels, seygnoryes, and townes aforesayd to ny persone, but all ouerey to the kynges eldest sonne, whiche shalbe p̄ynce there, if it please the kinge to make hym. And that the same eldest sonne, which shall haue the sayd p̄yncypalyte shal haue also the said castels, seignowryes, and townes as vnyted & annexed to the same p̄yncypalyte, without beynge seuered or departed from the same in tyme to come, so that the sayde resyauntes lande tenauntes and all the inhabytauntes within the sayde castels, seignowryes, and townes, shall haue, vse, and enioyne, al they auncyent lawes, ryghtes and customes therof olde tyme reasonably had and vsed. Saued and reserued alwayes to oure souerayngne lorde the kyng his regalye, lybertie, and fraunchise, and the rightes of his crowne. Prouyded alwayes that the sayde p̄yncipalitie and the seygnoryes aforesayd, shal haue and enioye the same lawes, lybertes, and customes, vsages, ryghtes, and fraūchises of olde tyme in the same reasonably had and vsed, as playnely and wholy as it was had and vsed before the begynnynge of the same parlyament: The name of the countye of Chester chaunged into the name of the p̄yncypalytye of Chester, and thannexion and vnyon of the sayde castels, seygnowryes, and townes, to the same notwithstandyng.

Cap. x. ¶ Item at the request of the commons, and by the assent of the lordes spirituall and temporall aforesayde, it is ordeyned and stablysshed, that the castel and sherykewyke of wynchester: whiche Thomas late erle of warwyke dyd holde in fee, and whiche by force of the iudgemente gyuen agaynste the sayde erle in the sayd parliament be sealed into the kynges handes as forfete, with tournes and hundredes rentes and salthouses, as well in worcestre and in the wiche as elsewhere, and all other p̄ofytes and thinges to the said castell and sherykewyke pertaynyng and belongynge in any wyse or colour, as fully and wholly as the sayde erle before the sayd forfayture had, shall be abydyng and remaynynge to our souerayngne lorde the kynge and to his heyres for euer, without beynge gyuen or graunted to anye, or to be seuered from his crowne at any tyme hereafter.

Castel. Sherifewike of wynchester.

Cap. xi. ¶ Item in the same maner, that all the hundredes, tenours, courtes, lybertyes, and fraunchyses, whiche Thomas late duke of Gloucestre dyd holde in the countye of Essex of the gyfte and graunte of the kynge, and of kyng Edwarde his graundfather, whiche were of olde tyme annexed and ioyned to the sherykewyke of Essex, as parcell of the same, and whiche nowe by forfeyture of the sayde duke, be in the kynges handes as forfeyte, shall be abydyng and remaynyng to the kyng and to his heyres ioyned annexed and vnyted, to the sherykewyke of Essex, as parcell of the same for euer, without beynge gyuen or graunted to any, or to be seuered or departed from the same sherikewyke at any tyme hereafter.

Sherifwyke of Essex.

Cap. xii. ¶ Item the lordes, whiche were appellauntes in the said parliament, that is to saye, Edwarde duke of Ammarle, Thomas duke of Surrey, John duke

of

of Exceter, Jhon marques of Dorcet, Jhon erle of Salysbury, Thomas erle of Glocestre, and wyllyam erle of wyltshyre, prayed to the kynge retyring and shewyng, howe certeine lordes, which be conuicted and atteinted, that is to saye, the duke of Glocestre and the erles of Arundel and Warwyke assembled at Hertyngey, forcybly and in great numbre in the maner of warre, made barryers betwyxte the kynge and them, that the kynges lyege people myght not approche to the kynge to socour him, and so came in such forcyble maner to his palays of westminster, arayed in maner of warre, that the king myght not than resyst them without great peryl of his body and dystruction of his people. So that by coherton and compulsion the sayd duke and erles made the king to summon a parliament at westmynster the morow after the Purification of our Lady, the .xi. yere of his reygne, whiche parliamente so begon the sayd duke and erles in such forcyble maner contynued to the ende, and in the same dyd gyue many dyuers iudgementes, as wel of dethe of man as otherwyse, vpon dyuers of the kynges liege people, and dyd gyue iudgement of forfeytures of landes, tenementes, goodes, and catalles, wherof they be conuycte of hye treason, and also for certeyne questyons, whiche were demaunded by the kynge touchynge his estate and regalye, of certeyne of hys Justyces than at Notyngham the same yere. And for theyr answeres of the same gyuen to the kynge vpon the same questyons, the same iustyces were foriudged of theyr lyues and iudgement gyuen agaynst them of forfeture of their landes, tenementes, goodes and catalles, the sayd duke and erles made dyuers statutes and ordynaunces in the sayde parlyamente at theyr wyll: whereupon the sayd appellantes, consyderynge the summons of the sayd parlyament to be made expressely agaynste the ryghte of the kynges crowne, and contrary to the lybertye and fraunches of his person & royal estate, willyng to acquyte them to the kynge as his faythfull lyege people, prayed hym that the sayd parlyament be adnulled and clerely holden for none. And that al the iudgementes, ordinaūces, and statutes made and gyuen in the sayd parliament, and all thynges dependynge vpon the same, shall be adnulled and reuoked and holden for none, as a thinge done without auctoryte, and agaynst the wyll and lyberte of the kynge, and the ryght of his crowne. And that the landes, tenementes, fees, and auousons, and all other possessyons seased by colour of the sayde iudgementes, shall be restored and delyuered to them which were so iudged, to them and to theyr heyres. And also the sayde commons prayed to the kynge, as the sayd appellantes prayed and sayde, that theyr intente was to haue prayed lykewyse: And therupon the lordes spyrituall and temporall, and the procuroures of the clergye seuerally examyned, assented expressely, that the sayd parlyament, and all the statutes, iudgementes, ordynaunces, and all other thynges therof made and folowed, shall be voyde and adnulled and of no force nor valure, and restytution made as afore is sayde. And also as well the lordes spirituall and temporall and the procurours of the clergye, as the sayde commons were seuerally examined of the sayde questions, and of the answeres of the Justyces aforesayde, the tenour wherof followeth in this maner.

Treason.

Parliament.

MEMORANDVM that the xth. day of the moneth of August, the xi. yere of the reygne of kinge Richarde the seconde, at the castell of Notyngham before our sayde souerayngne lorde the kyng, Roberte Tresylyan chiefe Justyce, Roberte Belknape chiefe Justice of the common bench, John Holte, Roger Fulthorpe and wyllyam burgh knyghtes, felowes of the sayde Roberte Belknape, and John Lokton, one of the kynges seriaunces at the lawe, beynge personally requyred in presence of the lordes and other wytnesses vnder wrytten by our sayd souerayne lorde the kynge, in the fayth and legeaunce by whiche they be fermely bounden to the sayde kynge, that they shulde truely answere to certeyne questyons vnder wrytten, and before them recyted, and vpon the same by theyr discretyons to saye the lawe.

The first question.

FYRST it was enquyred of them, whether the same newe statute & ordynaunce, and the commissyon made in the last parliament holden at Westmynster, be hurtfull to the kynges royall prerogatyfe.

The answere.

CWhere vnto all of one mynde answered, that they be hurtefull, and specyally bycause they were agaynst the kynges wyll.

The seconde question.

CItem it was inquyred of them, howe they ought to be punysshed, whiche procured the sayde statute, ordynaunce, and commissyon to be made.

The answere.

CWhere vnto of one assent they answered, that they deserue to be punysshed by the capytall peyne, that is to saye, of dethe, oneles the kynge in this partye of his grace wyll pardon them.

The iii. question.

CItem it was enquired, howe they ought to be punisshed, which excited the sayde kynge to consente to the makyng of the sayde statute, ordynaunce and commission.

The answere.

CWhere vnto of one mynde they sayde, that oneles the kynge wolde gyue them his pardon, they ought to be punysshed by the capytall peyne.

The iiii. question.

CItem it was enquired of the, what peyne they deserued, that compelled the king to consent to the making of the said statute, ordinance, and commission.

The answere.

CWhere vnto by one assent they gaue answere, that as traitours they ought to be punysshed.

The v. question.

CItem how they ought to be punisshed, that dyd interrupt the kyng, so that he might not exercyse those thinges that pertayneth to his regalye & prerogatiue.

The answere.

CWhere vnto of one assente it was answered, that they oughte to be punysshed as traytours.

The vi. question.

CItem it was enquyred of them, whether that after that the busynes of the realme and the cause of the assemble of the parlyamente were by the kynges commaundment disclosed and declared in the parliament, and other artycles wrytte by the kynge, vppon whiche the lordes and commons of the realme ought to procede in the same parlyament, yf the lordes and commons wolde in any wyse procede vpon other artycles, and in no wyse vpon the artycles wrytte by the kynge, tyll the kynge had answered to the artycles expressed by them: notwithstandynge that they were by the kynge enioyned to the contrarye, whether the kynge in this case oughte to haue the rule of the parlyament, and in dede to rule, to the intente that vpon the artycles wrytte by the

kynge

kyng they ought fyrſt to proceede or not, before they proceded any further.

¶ To whiche queſtion of one mynde they anſwered, that the kynge in thys partye ſhulde haue the rule, and ſo in order one after an other in all other artycles touchynge the parlyament, tyl the ende of the parlyament. And yf any do contrary to this rule of the kyng, he ought to be punyſſhed as a traytour. The anſwere.

¶ Item whether the kyng, whan ſo euer it pleaſeth hym myght dyſſolue the parliament, & commaund his lordes & cõmons to departe from thence or not. The. vii. queſtyon.

¶ Where vnto it was of one mynde anſwered, that he may. And if any wold proceede in the parlyament agaynſt the kynges wyll, he is to be punyſſhed as a traytour. The anſwere.

¶ Item it was enquyred, ſenſe that the king, whã ſo euer him pleaſed might remoue his officers or Juſtices, & to iuſtefy & puniſſhe them for theyr offẽces, whether the lordes and commons myght, without the kynges wyl, impeche the ſame officers and Juſtyces vpon their offences in the parliament or not. The. viii. queſtion.

¶ To whiche queſtyon it was by one mynde anſwered, that they myght not. And he that doth contrary is to be punyſſhed as a traytour. The anſwere.

¶ Item it was inquyred, howe he is to be punyſſhed that moued in the parliament, that the ſtatute ſhuld be ſent for wherby Edwarde the ſonne of king Edward, great grandfather to the king that nowe is, was an other tyme endyted in the parlyament, by thenſpection of which ſtatute, the ſayd newe ſtatute or ordynaunces and commiſſion were conceyued in the parlyament. The. ix. queſtion.

¶ To whiche queſtyon of one accorde they anſwered, that as wel he that ſo moued, as the other whiche by force of the ſame motyon brought the ſayde ſtatute into the parlyamente houſe, be as crymynous and traytours worthy to be punyſſhed. The anſwere.

¶ Item it was enquyred of them, whether the iudgement gyuen in our parlyament holden at weſtmynſter agaynſte the erle of Suffolke, were errony-ous and reuocable or not. The. x. queſtion.

¶ To whiche queſtyon of one aſſente they ſaide, that yf the ſame iudgement were nowe to be gyuen, the ſame iuſtyces and ſerieaunte aforeſayde wold not gyue the ſame, bycauſe it ſemed to them that the ſame iudgement is reuocable as erronyous in euery parte. In wytneſſe wherof the Juſtyces and ſerieaunte aforeſayde to this preſente haue ſet theyr ſeales. Theſe men beynge wytneſſes, the reuerende fathers the lordes Alexander archebyſſhoppe of Yorke, Roberte archebyſſhoppe of Dublynde, John byſſhoppe of Durham, Thomas byſſhope of Cheſtre, John byſſhope of Bangor, Roberte duke of Irelande, Wyghell erle of Suffolke, John Rypon clerke, and John Blake. Dated the daye, place, moneth, and yere aforeſayd. The anſwere.

¶ Vvhiche queſtyons and the anſweres of the ſame, as well before the king and the lordes, as before the cõmons were redde & perceyued, and it was demaũded of al the ſtates of the parliament, howe they thought of the anſweres aforeſayde: and they ſayde, that they thought, that the ſayde Juſtyces made, & gaue their anſweres duely & laufully, as good & lauful lyege people of the king ought to do. And in the ſame maner ſyr Thomas of Skelton lerned in the lawe, & william Hankeford, & william Brenchefley the kinges ſerieaũtes

demaunded by the kynge of theyr aduyse in this behalfe, sayde, that the answeres were good and lawfull. And that they wolde haue gyuen the same answeres, if the sayde questions hath bene demaunded of them. And my lord William Thirnyng chiefe Justyce of the common benche, sayde that the declaration of treason not declared, belongeth to the parlyamente. But yf he were a lorde or a piere of the parlyament, yf he had bene demaunded, he wolde haue said in the same maner. And in lyke maner said my lord William Rykehyll iustyce of the common place, and after the comming of my lordes Walter Clopton chyefe Justyce, he sayde in lyke wyse. Wherfore the sayde answeres be iudged and affermed for good and sufficyente in the sayde parlyamente. Where vpon the kynge, by the assente of the lordes spyrytuall and temporall, and the procuratours of the clergye, and the sayde commons, and by aduyse of the Justyces and serieauntes afore sayde, there beynge, it was awarded and iudged, ordeyned and stablysshed, that the sayde parlyament holden the saide xi. yere, shalbe clerely adnulled and holden for none, as a thynge made without auctoryte and agaynst the wyll and lybertye of the kynge and the ryghte of his crowne. And that all the iudgementes statutes, and ordynaunces made in the same, with all thynges dependynge vpon the same, shall be reuoked and adnulled, reuersed, and clerely repealed and holden for none. And that all landes, tenementes, fees, auousons, and all other possessyons seased as forfeyte by colour of the sayde iudgementes, shall be restored and delyuered to them whiche were iudged or put out, to theyr heyres, and to them that haue in other maner cause of action or tytle of ryght in this behalfe, with all maner of lybertyes and fraunchyses and pryupleges, as farforthe and wholly as they had at anye tyme, with restytutyon of goodes and catalles. But our soueraygne lord the kyng, by aduyse of the sayd lordes and commons, consyderynge howe the kynge for recouere and relefe of his liege people, whyche were so iudged or put out and to make them to haue restytution of theyr estates and landes, tenementes, fees, auousons, and other possessyons aforesayde, hathe had and supported greate and excessyue costes and expenses, it semeth to the kynge and to all the lordes, that touchynge the sayde restytution it shall be a competente satysfaction to the sayde persones foriudged and put oute, and to theyr heyres to haue restitution of theyr goodes and catalles, or of the yssues and profytes of the sayde landes and tenementes taken in the meane tyme. And moreouer as to them, whiche haue bought and purchased of the kynge moche of the landes and tenementes aforesayde, some in demeane, and some in reuertion, for certayne sommes to be payde to the kyng he hath charged his counsel to enquyre by theyr aduyse of the valoure of the sayde landes and tenementes so solde, and howe moche the byers therof haue taken in the meane tyme: and therupon trete and make with them suche ende as good faythe and conscyence requyreth: And therupon it is ordeyned and stablysshed, that all they whiche wyll pursue for the restytution aforesaide, or for theyr recouery in this behalfe, shall haue a writ of Scire facias retournable in the chaūcery, as often & such as they shal thinke nedefull, or take any other action at the common lawe yf they wyll, and that

they

they maye sue against them whiche be tenauntes of the freholde, the monday nexte after the sayd .x.yere of saynt Hillary, and that they recouery be good and effectuall agaynst them, notwithstandynge any alyenations or demyses made sens the sayde monday, or agaynste other tenauntes at they election. And that no protection be alowed in this case, nor no delay by nonage, nor restreynt nor apdeparer, but by apd prayer of the kynge. And that the sayd kepar of the pryuy seale shall make therof letters of Procedendo, without purchaynge or spekynge to the kynge, or other delaye, without doynge wast or destruction in the meane tyme.

Cap. xii

¶ Item our soueraygne lorde the kynge at the instaunce of the sayde lordes appellauntes, and by assent of other lordes of the parlyament, consyderynge howe it was iudged by all the estates of the parlyament, that the answere made by Robert Tresilian and other his sayde companyons the kynges Justyces at Notyngham, the sayde .xi. yere, vpon a certayne questyon of them demaunded, as it appereth aboue, touchynge Wyghell de la Pole late erle of Sulf. was iuste good and lawfull: And that the sayde iudgement gyuen agaynst the sayde erle in the sayde parlyament, the sayd .x. yere of our sayde soueraygne lorde the kynge, was erronyous and reuocable, as before it appereth, hath by the assente of the parlyament awarded, iudged, and also stablisshed, that the sayd iudgement gyuen agaynst the sayd erle in the sayd parlyament, the sayde .x. yere shall be repealed, reuersed, and clerely annulled, in lyke maner and fourme as the iugementes gyuen agaynst the sayd erle and other iudged in the sayde parlyamente, holden the sayde .xi. yere, were reuersed and annulled in the same parlyament determyned at Shrosbury. And that all the landes and tenementes, rentes, fees, and auowsons, and all other possessyons, whiche were to the sayde erle, and seased as forfeyte by coloure of the sayde iudgement in the sayde parlyament the sayde .x. yere, with all maner of lybertyes fraunchyses and prpupleges, as farre forthe and as wholly as the sayde erle had them at any tyme before, shulde be restored to the heyres of the sayde erle, without haupnge any pssues or profytes of the same in the meane tyme: and that the sayde heyres haue they sute and recouery in the same maner as before. parliament.

Cap. xiiii

¶ Item where as the commons shewed to the kyng in the same parliament, howe the sayde .xi. yere, at the tyme that the lordes that be attaynted, gathered them in greate nombre forcyble with manye people, and came to Ratcote bridge, where many robberyes, thefte, felonyes, trespalles, outrages, and ryotes were done, by whiche great myschyefe and trouble may come to the people hereafter, wherof they pray (to eschewe suche myschyefes and troubles) that it wolde plese the kynge to ordeyne and stablisshe in the sayde parlyament, that all actions and sutes of the partye, for all roberyes, thefte, felonyes, trespalles, outrages, and ryghtes done by them, whiche rose in the company of the sayde lordes at that tyme, and by that occasion, be extynct for euer: wherupon the kynge by aduyse of the estates of the parlyamente hath ordeyned and stablysshed, that all the sayde actions and sutes shulde be clerely extynct and annulled, without haupnge therof any remedy in anye

Pardon.

wyse

thyse in tyme to come.

Cap. xv

¶ Item oure loueraygne lo2de the kynge in the sayde parlyamente consideryng the great affection and loue to him shewed by his people, and they2 good po2t and the great tend2enes and dylygence that they haue had fo2 saluation of his realme estate and ryght of his crowne: And also fo2 consyderation of the graunte that they haue made at this tyme of they2 good wyll, mo2e than they haue done to anye of his p2ogenytours befo2e this tyme, that is to saye, the subsidy of the wolles, lether, and wolfelles, fo2 terme of his lyfe, & a disme and quynsyme, and an halfe to be payde in maner comp2ysed in they2 sayde graunte, and wyllynge of his royall benygnyte to p2oupde the quyetenes, peace, and tranquylyte of his sayd people, & that they shuld haue the greater cause and co2age to do well, to the beste of they2 power in tyme to come, hath pardoned and released to al his lyege people of Englande, of what so euer estate o2 condytion they be, and to euerye of them, al maner of escapes of felones, catalles of fugytyue persones and felones, tresspalles, neglygences, mysp2isions, ignoraunces, and al other articles of the eyre and other thinges falen o2 chaunced within the realme of England, wherof the punyshment lyeth in tyme o2 in raunsome o2 in other pecunyal peynes o2 otherwyse imp2ysonment, amerciamentes of comunons of o2 townes of syngular persons, o2 charge of freholde of them which neuer trespalled as heyres o2 tenauntes of landes, of Eschetours, sheryffes, o2 coronors, and suche other. And also hath pardoned and released al maner of giftes alienations and purchases made by them of landes tenementes o2 any other possessyons holden of him, in chyefe without the kynges lycence, and al maner of entrees made in they2 heritages purchales o2 otherwyse in parte o2 in whole after the dethe of they2 auncestre, o2 of any other without pursute o2 due p2oces therof made, syth the thursday the last day of the moneth of January the laste daye of the sayde parlyament, excepte those landes, tenementes, and possessyons, whiche be alyened into mo2t mayne without lycence royall. And also hath thense wholly pardoned and released al maner of tynes, amerciamentes, yssues, fo2fetes not iudged no2 determyned made fallen o2 happened within the same realme of Englande be-fo2e the sayde thursdaye. And also hath pardoned them generally the sure of his peace fo2 all maner treason and felonyes made o2 done befo2e the sayde thursdaye, and the bylagaryes yf any by this occasion be in them p2onounced except murders and rapes of wemen, and common theues endyted the thursdaye, and that be pernours, and they whiche be appealed of the dethe of man at the suyte of the partye, and except them whiche haue compassed and purposed the kynges dethe. P2oupded alwayes that none shall haue benefyte of this pardon fo2 treason no2 felonye, yf he pursue not a charter of pardon. P2oupded also that they that ryde and gathered them fo2cyblye agaynste the kynge, the quyete of his reygne, with the lo2des whiche be nowe iudged and conuycte, shall haue no benefyte of this acte at thys tyme, yf they pursue not a charter of pardon in this behalfe betwyxte this and the feaste of sayn^t John the Baptyst next commynge. And the kynge our loueraygne lo2de, vpon the graunt of this grace and pardone so made to his lyege people at this

Pardon. generall.

tyme,

tyme made an open declaration by his owne mouthe. So that yf the lo;ds and commons of the realme, whiche shall come to the parlyamentes in tyme to come do put o; make any lette o; dysturbance contrarye to the graunte of the sayde subsydy of wolles, lether, and wolfelles so graunted to him for terme of his lyfe, that than the sayde grace and pardone shall be voyde and clerely annulled.

Cap xvi

¶ Item it is to be remembred that where as the kynge at the request of the same parlyamente maketh answere to them dyuers petycyons, as well for specyall persones as other not redde no; answered, and whiche for shortenes of tyme may not well be determyned duryng the tyme of the parlyament, it is ordeyned and allygned by auctoryte and assente of the sayd parlyament that John duke of Lancastre, Comunde duke of Yo;ke, Edmunde duke of Ammerle, Thomas duke of Surrey, John duke of Excestre, John marques of Do;rete, Roger erle of Marche, Jhon erle of Salysbury, and Henry erle of No;thumb;elande, Thomas erle of Glouceste;re, Thomas erle of wincheste;, and wyllyam erle of wylkeshyre, o;. vi. of them, John Hulley, Henry Grene, John Rutthel, Henry Chelmeswike, Robert Tepe, and John Golofre knyghtes comminge for the commons of the realme to the sayde parlyament, o;. iii. of them, shall examyne, answere, and playnely determyne all the sayde petycyons and the matters conteyned in the same, as they shall thynke beste by they; good aduyse and dyscretion in this behalfe by auctoryte of the sayde parlyamente, as it apperethe mo;e playnely in the rolle of the sayde parlyamente: Our souerayngne lo;de the kynge by the assente of the dukes of Lancastre, Yo;ke, Ammerle, Surrey, and Excestre, and of the sayde marques, and of the sayde erles of Marche, Salysbury and Glouceste;re and the sayde John Hulley, Henry Grene, and John Rutthell by vertue and auctoryte to them committed in the parlyament, hath receyued and herde certayne petycyons, and therupon made certeyne o;dynaunces and statutes folowyng, that is to saye whereas in a statute made in the parlyament of our souerayngne lo;d the kynge holden at Westmynster the. xiii. yere of his reygne was conteyned that no shomaker no; co;dewayner shuld not vse the mystery of tannyng, no; no tanner shuld vse the mystery of co;dewayner no; shomaker, vpon a certayne peyne comp;ysed in the same statute. And notwithstandynge the sayde statute and peyne many co;dewayners and shomakers do yet vse the mysterye of tanner (as is afo;esayde) in contempte of the kynge and in greate dyscepte and impouerysshmente of the commons, bycause that due execucyon is not therof made: Wherupon the kynge wyll and hath o;deyned and stablysshed by the assent afo;esayde, that the sayde statute so made be holden and kepte, and duely executed with the peynes of the same in all poyntes notwithstandynge any repeale, statute o; o;dynaunce made to the contrary.

Lo;dwaynes. Tanner.

Cap. xvii

¶ Item at the greuous complaynt of the commons shewed howe the staple was lympted to remayne at Caleys, and that al the wolles, wolfelles, lether leade, tynne, chese, butter, and hony, passynge out of the realme of Englande, and of the landes of Irelande and Wales, had recourse to the sayde place of Caleys and no place elle where, certeyne persones by they; suggestion haue

purchased

purchaced lycences to cary wolles and other marchaundyses aforesayde towarde what partyes that pleseth them beyonde the sea, where as they that haue no suche lycences oughte to abyde at the sayde place of Caleys, to the great profite of them that be lycensed, and domage of them which haue no lycence, and dystruction of the sayde staple, to the greate domage of the myute, cunage and customes of Caleys. The kynge by the assente aforesayde wyll ordeyneth and stablisheth, that the statute therof made be holden and kepte, as to the great marchaundises, that is to saye, wolles, lether, wolfelles, tynne & leade, all onely without grauntyng any lycence to the contrary, but by the specyall lycence of the kynge hym selfe: and yf any suche lycence be graunted it shall be repealed.

Ca. xviii. Caleys. Beaken.

Item where as many workes beynge aboute the towne of Caleys, whiche in saluation and defence of the same towne & the marches there, nede dayly to be mayntened and repayred, there be two great workes most necessary of all to be sustayned and supported, that is to saye, the beakyns before the porte there, and the place called Paradise, which is nygh to the dytches of the same towne whiche dytches by the concourses and rages of the sea, be alwayes febled and impayred, as wel of stones caste oute of the stuffynge of the same, as also of tymbre, so that yf they be not hastely amended, made, and repaired, the said porte is lykely to be destroied and vndone for euer: and the sayd place of paradyse is nowe so ruynous and feble, that yf it be not newely made and suffycyently mayntened and kepte, it is lykely that in that defaut the walles of the same towne in this behalfe in shorte tyme by the great abundaunt concourses of the sea, shalbe clerely decayed, in destruction and vndoynge of the saide towne, to the great domage of the kynge and of his realme of Englande, whiche god defende: Agaynst whiche perils alwayes to set sufficyent remedy, it is all onely at the kynges costes and expences, and shall be verye great and greuous charge, yf a conuenyente ordinaunce therof be not prouyded. Wherfore our soueraygne lorde the kynge by the assent aforesayde, hath ordeyned and stablysshed, that all maner of shyppes accustomed to come to the sayd porte out of the countre of Englande (fyssher botes al onely excepte) Shyppes. Lastage. shall bynge with them all theyr lastage of good stones conuenyente for the stuffynge of the sayde beakyns, in makynge there reasonable delyueraunce from tyme to tyme at theyr commynge thyther to the treasorer, whyche for the tyme shall be there, or to other mynysters thereto by hym ordeyned, vpon the peyne of .ii.d. for the weyght of euery tonne, and as moche at the sayde shyppes be of portage. And that all maner of shyppes entrynge as the sayde place of paradyse there to reste, shall paye at euery theyr entre there .viii.d. sterlynge, and there vpon it shall be lawfull to them, yf they wyll there tarye for .viii. dayes with as many nyghtes than nerte ensuynge, without payeng therof more for theyr sayd entre. And also in case that the aforesayde shyppes or botes, tarye ouer the .viii. dayes and nyghtes aforesayde, than they shall paye for euery daye and nyght a peny, and for the day alone a halfepeny, and for the nyght alone a halpeny. And moreouer it is ordeined, that no maner of persone shall presume to tye anye maner of shyppe nor bote by cable, corde,

nor

nor otherwyle to the tymbre nor stones of the sayde beakyns nor parabyle, nor also of the newe keye otherwyle called the wharfe at the syde of the sayde port of the towne of Caleys, vpon peyne of .xl. pense to be leuyed of the shippe or bote, whiche so shall be founde ryed. And also that the treasourer, whiche there for the tyme shall be, shall haue full power for him and for his deputyes, to leuye and receyue the moneye of the peynes aforesayde incurred and rysynge, and therof to make payemente accordynge as shall be nedefull in his sayde office, by the vertue and controllemente of the kynges controllour there.

Cap. xix.

Weares.
Mylles.
Stanke.s
Stakes.
Kydelles.

Item where as by kyng Edwarde, late kynge of Englande, graundefather to oure souerayngne lorde the kynge that nowe is, the .iiij. pere of hys reygne, for as moche as comunon passages of shyppes and botes in the great ryuers of Englande, were oftentymes troubled by the leuynge of weares, mylles, stankes, and kyddels, to the great domage of the people. It was accorded and stablysshed, that al suche weares, mylles, stankes, stakes, and kydelles, whiche were leuyed and set vp in the tyme of kynge Edwarde, sonne to kynge Henry, and seule in suche ryuers whereby the shyppes and botes be troubled, that they can not passe as they were wonte to do, shall be out and pulled downe for euer, withoute beynge releuyed. And that wryttes therupon shalbe sente to the sherysses of the places where nede shall be, to surueye and enquyre, and to make therof execution. And also that the iustyces shal be therupon assygned at all tymes whan nede shall enquyre. And after at the greuous compleynte of the great men and of the commons made in the parlyament of the sayde kynge Edwarde the graundefather, the .xlv. pere of his reygne, complaynynge by theyr petycion, that the sayde statute is not duelye executed nor kepte after theffect of the same, it was ordeyned and stablisshed, that the sayd statute in that poynte shulde be holden and kepte after theffecte of the same. Joynynge there vnto that yf any suche noysaunce be made, it shall be pulled downe by due proces contayned in the sayde statute. And he whiche doth the sayde noysaunce to be releuyed, and therof be duely attaynted, shall incurre the peyne of a .C. markes to the kynge, to be leuyed by the estrete of the Eschequer. And that suche lawe shall holde of noysaunces by the enhaunsynge of suche weares, mylles, stankes, and kydelles, as by newe leuynge, as in the sayde statutes more fully appereth. And nowe at the requeste of the sayde commons, shewinge by theyr peticion, that the common passages of shyppes and botes in the greate ryuers of Englande. And also medowes and pasture and errable landes ioynynge to the sayde ryuers, be greatlye troubled, drowned, wasted, and destroyed by the outragyous enhaunsynge and straytynge of weares, mylles, stankes, and kydelles, of olde tyme made and leuyed before the tyme of the sayde kynge Edwarde, sonne to kynge Henrye, whereof greate domages and losses hathe oftentymes happened to the people of the realme, and daylye shall happen yf remedye therof be not prouyded: It is accorded and stablysshed by the assent aforesayd, that the sayd statutes in all theyr artycles shal be fermely holden and kepte, and also duely executed, with the peines, and after the

effect

effecte of the ſame, Joynynge to the ſame, that commiſſions ſhall be made in due fo3me to ſome ſuffycyent perſones to be iuſtyces in euery countye of Englande where nede ſhal be to ſuruey and alſo kepe the waters & great ryuers there, and the defautes to co3rect & amende, and to make due execution of the ſayd ſtatutes after the effecte of the ſame, as well by they3 ſurueynge, aduyſe, and dyſcretion, as by enqueſtes therof to be taken within fraunchyſe and without. And whan nede therof ſhall be to here and determyne the thynges afo3eſayde. And mo3eouer to ſurney the weares, mylles, ſtankes, ſtakes, and kydelles of olde tyme made & leuyed before the ſayd tyme of kyng Edwarde, ſonne to kynge Henry. And ſuche as they ſhall fynde to moche enhaunſed o3 ſtrayted, to co3recte o3 pulle downe and amende, in the maner and fourme afo3eſayde, ſauynge alwayes reaſonable ſubſtaunces of the ſayde weares, mylles, ſtankes, ſtakes, and kydelles afo3eſayde of olde tyme ſo made and leuyed. And yf any ſuche noyſaunces of weares, mylles, ſtankes, ſtakes, and kydelles of the paſſages and ſtretes of olde tyme made and leuyed, be iudged o3 awarded by the ſayde Juſtyces to be co3rected and amended, he that hathe the freholde thereof, ſhall make thereof execution at his coſtes, within halfe a yere after knowlege therof to him made, vpon peyne of an C. markes to be payde to the kinge by eſtretes of the Eſchequer. and he that dothe them to be releuyed o3 enhaunſed o3 ſtrayted agaynſte the ſayd iudgemente, and therof duely conuicte, ſhal incurre the peyne of an C. markes to be payd to the king by the eſtretes of the Eſchequer afo3eſayde. And in caſe that any fealeth him ſelfe greued by execution o3 other wyſe in this behalfe agaynſt tyghtand reaſon, he ſhall purſue and haue tyght and remedye.

Cap. xx. ¶ Item the kynge by the ſame aſſente of the ſayde lo3des and knyghtes ſo aſſigned by the ſayd auctoryte of parlyamente, wyll and hathe o3deyned, that euery perſone that procureth o3 purſueth to repeale o3 reuerſe any of the ſayd ſtatutes o3 o3dynaunces made by the kynge, by the aſſente of the ſayde lo3des and knyghtes aſſygned, by power and auctoryte of parlyamente, and that duely proued in the parlyamente, he ſhall be iudged and ſhall haue execution as a traytour to the kynge and to the realme, in lyke maner as they whiche purſue o3 procure to repeale the ſtatutes and o3dynaunces made duryng the tyme of the ſayde parlyamente.

Treaſon.

¶ Thus endeth the ſtatutes made in the tyme of kynge Rycharde the ſeconde.

HERE BEGYNNETH THE STATYTES MADE IN THE FYRST YERE OF the reygne of kyng Henry the .iiii.

HENRY BY THE GRACE OF GOD KYNG OF ENGLAND AND OF FRAVNCE and lord of Irland, to the honour of god and reuerence of holy churche, for to nourysshe, vnytie, peace, and concorde of all partyes within the realme of Englande: And for the relyef and recouerey of the same realme, which nowe late hath bene myscheuously put to great ruyne, myschefe, & desolation, of the assent of the prelates, dukes, erles, barons, and at the instaunce and specyall requeste of the cõmons of the same realme, assembled at his parliament holden at Westmynster in the feaste of saynt Feythe the vyrgyn, the fyrste yere of his reygne: hath made, ordeyned, and stablysshed, certeyne ordynaunces and statutes in fourme as hereafter foloweth.

Capi. i. Charter.

FYRST that holy churche haue and enioye al her ryghtes, lyberties, and fraunchyses, entyerly and without enbleampysshyng: And that the great chartre, and the chartre of the foreste, and all the other good ordynaunces and statutes made in the tyme of his noble progenytours and not repealed: be fermely holden and kept in all poyntes. And that the peace within his realme be holden and kept, so that all his lawfull lyege people and subiectes maye from henceforth saufely and peacyably go, come, and dwel, after the lawful vsages of the same realme. And that good iustyce and euen right be done to euery person.

Capi. ii. Lorde.

¶ Item that no lorde spirituall nor temporall nor other persone, of what estate or condytion that he be, whiche came with oure soueraygne lorde the kyng that now is into the realme of England, nor none other persones, what so euer they be, than dwellyng within the same realme, and which came to the kynge in ayde of hym to pursue them that were agaynst the good entente of our soueraygne lorde the kyng and the cõmon profyte of the realme, in which pursuyt Rychard late kyng of Englande the second, after the conquest was pursued, taken, and put in warde, and yet remaynethe in warde, be impeched, greued, nor vexed, in person nor in goodes in the kynges courte nor in none other courte for the pursuyte of the sayde kyng, takyng and witholding of his body, nor for the pursuyte of any other, takyng of persons and catals, or of the dethe of a man, or any other thynge done in the sayd pursuyte, from the day that the said kyng that now is arryued, tyl the daye of the coronation of our sayd souerayne lord kyng Henry. And the intente of the kyng is not that offenders, whiche commytted trespases or other offences out of the sayd pursuyte, without specyal warrant shuld be ayded, nor haue any auauntage of this statute, but that they be therof answerable at the lawe.

Rychard the seconde.

Capi. iii.

¶ Item where as the mondaye nexte after the feaste of the exaltation of the holy

Parliament. holy croſſe, the .xvi. yere of the reygne of the ſayd late kynge Rychard, a parlyament was ſomoned and holden at Weſtmynſter, and from thenſe aiourned to Saloſp, at which towne a certeyne power was committed by auctoꝛyte of the parlyament to certeyne perſones to pꝛocede vpon certeyne artycles & maters compꝛyſed in the rolle of the parlyamente therof made, as by the ſame rolle maye appere, in whiche parlyament, and alſo by auctoꝛyte aforeſayde dyuers ſtatutes, iudgementes, oꝛdynaunces and ſtabliſſhmentes were made oꝛdeyned and gyuen erronyouſly and dolefully, in greate dyſheriſon and ſynall deſtruction and vndoynge of many honerable loꝛdes and other lyege people of the realme, and of theyꝛ heyꝛes foꝛ euer: Our ſoueraygne loꝛde the kyng conſyderyng the great miſcheues aforeſayd, by the aduyſe and aſſent of all the loꝛdes ſpyrytuall, and temporal, and of al the comynalte, hath iudged the ſayde parlyament, holden the ſayd .xvi. yere, and the auctoꝛyte therof gyuen (as afoꝛe is ſayde) with al the cyꝛcumſtaunces and dependentes therupon to be of no foꝛce noꝛ valoure. And that the ſame parlyament, with the auctoꝛyte aforeſayd, and al the cyꝛcuſtaunces and dependentes therupon, be holly reuerſed, reuoked, voyded, vndone, repealed, and annulled foꝛ euer.

Cap. iiii. Parliament. ¶ Item it is accoꝛded, aſſented, and ſtablyſſhed, that the parliament holden the .xvi. yere of the ſayde late kynge Rychard, be fermely holden and kept after the purpoꝛte and effecte of the ſame, as a thynge made foꝛ the great honoure and common pꝛofyt of this realme.

Capi. v. Loꝛdes. ¶ Item it is oꝛdeyned and aſſented, that the loꝛdes and other whiche were foꝛiudged in the ſayde parlyamente, holden the ſayde .xvi. yere oꝛ by auctoꝛyte of the ſame, which nowe be in lyfe, and the heyꝛes of the loꝛdes and other that be dead, ſhall be holly reſtytute and reſtoꝛed to theyꝛ names, all maner of enheritamentes, and poſſeſſyons, reuercyons, fees, auowſons, offyces, lyberties, and fraunchyſes, as entyerly as the ſayde loꝛdes and other which be in lyfe, oꝛ the loꝛdes and other whiche be dead, auncеſters of the heyꝛes, oꝛ the feoffes of the ſayde loꝛdes oꝛ other aforeſayde, oꝛ other feoffes to theyꝛ vſe, were at the tyme of the iudgemente gyuen agaynſte them, the ſayde .xvi. yere, by entre, without other ſuyte therof to be made, oꝛ lyuerey to be had of the ſame: Sauing alwayes that the ſayd loꝛdes oꝛ the other aforeſayd, ſhal haue nothynge of the yſſues taken in the meane tyme. And as to the goodes and catals, whiche were to the ſayd loꝛdes, oꝛ the other perſones aforeſayd, ſo foꝛiudged, whereof the kynge is not anſwered, and be in the handes of the ſheryffes, eſchetours, oꝛ other offycers, mynyſters, oꝛ anye other, and counſeled by them. The kyng wyl and graunt the, that the ſame loꝛdes and other, whiche nowe be in lyfe, and the executours and admynyſtratours of them that be dead, ſhall haue therof delyuerey and reſtytution. And that the ſheryffes, eſchetours, offycers, and mynyſters, ſo occuppenge the ſayde goodes and catalls by ſuche concelement, be punyſſhed foꝛ the ſame concelemente.

Capi. vi. Gyftes. Graunte. ¶ Item to the intente that our ſayde ſoueraygne loꝛde the kynge in tyme to come ſhal not be dyſceyued in his grauntes and gyftes annuell oꝛ in fe, oꝛ in any offyces by hym to be gyuen, made oꝛ graunted, he wyll by the aſſente of the

of the lo3des ſpirituall and tempo3all aſo3eſayd, and at the requeſt of the ſaid commons, be counceled by the wyſe men of his councel in thynges touchyng the eſtate of him and of his realme, ſaupnge alwayes his lybertye. Also he hath o3deyned and ſtablyſſhed by the aſſente aſo3eſayde, that all they, which from hens3forthe do demaunde of the kynge landes, tenementes, rentes, offyces, annuytes, o3 any other p3okytes, ſhall make expreſſe mention in they3 petitions, of the value of the thynge ſo to be demaunded, and alſo of that that they haue had of the kynges gyfte, o3 of other his p3ogenitours o3 p3edeceſſours beſo3e. And in caſe they make not ſuch mention in their ſayd petitions, and that duely p3oued, the kynges letters patentes therof made, ſhall not be auayleable, no3 of no fo3te no3 effecte, but holly reuoked, repealed, and adnulled fo3 euer, to the punyſſhyment of them whiche ſo hath done vyſeyte to the kyng, as they that be not wo3thy to enioye the effecte and benefyte of the letters patentes to them graunted in this behalfe.

Loke.6. of H.4.ca.2.

Petition.

Letters patentes.

¶ Item to eſchewe maynteynaunce, and to no3yſſhe loue, peace, and quyetnes of all partyes th3oughe the realme: It is o3deyned and ſtablyſſhed, that the kynge and his lo3des ſpirituall and tempo3all, and the commons aſo3eſayde in the full parlyamente, that no lo3de of what eſtate o3 condycyon ſo euer he be, ſhall vſe no3 o3deyne any lyuerey of lyngue of compange, to no knyght, eſquyer, no3 yeman, within the realme aſo3eſayde: Sauyng alwayes that oure ſouerayngne lo3de the kyng ſhall gyue onely his honourable lyuerey to his lo3des tempo3all, whome ſhall pleaſe him: Sauynge alſo that our ſayde ſouerayngne lo3d ſhal gyue his honourable lyuerey to his knyghtes and eſquyers menyall: and alſo to his knyghtes and eſquyers, whiche be of his retenue and do take of hym they3 perelye fee fo3 terme of lyfe. Mo3eouer it is acco3ded and aſſented by the kynge, his lo3des and commons aſo3eſayde, that the knyghtes and eſquyers ſhall not in any wyſe weare they3 ſayd lyuereys in they3 countreys o3 countyes where they be reſeaunte o3 dwellynge, no3 in none other place within the realme oute of the kynges preſence. And yf any lo3de do the contrarye, and that duely p3oued, he ſhall make fyne and raunſome at the kynges wyll. And yf any knyghte o3 eſquyer do the contrarye, and be therof duely attaynted, he ſhal loſe his ſayde lyuerey, and fo3feyte his fee fo3 euer. And that no yeman take no3 weare any lyuerey of the kynge, no3 of none other lo3de vpon peyne of imp3yſonemente, and to make fyne and raunſome at the kynges wyll: p3ouyded alwaye that the conſtable and mareſchall of England fo3 the tyme beyng, in they3 retinue of knyghtes and eſquyres, maye weare the ſayde lyuerey of the kynge vpon the bo3ders and marches of the realme in tyme of warre: p3ouyded alſo, that all they that wyll trauayll and paſſe ouer into the partyes beyond the ſea, to ſeke honour, may weare the ſame lyuerey in thoſe partyes without beyng therof any wyſe greued o3 empeched. Mo3eouer it is acco3ded and aſſented that no archebyſſhop, byſſhop, abbot, no3 p3your, no3 none other man of holy churche, o3 tempo3all, of what eſtate o3 condition he be within the ſayde realme, ſhall gyue any lyuerey of clothe to any man, but onely to his menyall ſeruauntes

Ca. vii.

Lyuerey. Loke in the next parliament. ca 21.

Conſtable of Englande. Marſſhall of Englande.

and officers, or to them that be of his counsell, as well spirituall as temporall learned in the one lawe or the other, vpon peyne to make fyne and raunsome at the kynges wyll. And this statute or ordinaunce shall begyn to holde place from the feast of Candelmas next to come.

Ca. viii. ¶ Item at the grettous complayne of the sayd commons, made in the sayde parliament, howe many of the kynges liege people, whiche have ben seysed and possessed of landes and tenementes by theyr right and title the last commyng of our soueraygne lorde the kynge into England, that vpon suggestyon made to hym, the sayd landes and tenementes hath ben graunted to dyuers persons, and letters patentes therof made, so that by colour of such graunttes and letters patentes, the tenauntes and true owners of the said tenementes in dyuers counties be dissesed and put oute of the same, to theyr great domage, & ageinst the course of the common lawe: Our soueraygne lorde the king conssyderyng the myschiues aforesayd, and wyllyng therupon to ordeyne due remedy, by the aduyse and assent of the lordes and commons aforesayd, hath ordeyned and stablissed, that in case any landes or tenementes be graunted by the kynges patent, without title found by enquest or otherwyse, there where the kynges entre is not gyuen by the lawe: They that be put out or dissesed of theyr freholde, shall haue a speyal assyse of the chaunceller's graunt, without other suyte to be made to the kynge in that behalfe, and yf the persons hauyng the kynges letters patentes, do praye in aide, a writte of Procedendo shall be graunted by the sayde chaunceller, without makyng other suyte to the kyng. And in case that they whiche be put out or dissesed, do recouer ageynst the persons hauyng such patentes, that than they whiche be so put oute or dissesed, shall recouer theyr treble damages. And that this ordinaunce and statute holde place as well after the kynges arryuayll into England as in tyme to come.

Letters patentes.

Assyse.

Procedendo.

Cap. ix. ¶ Item where as amonges other statutes and ordynaunces made in the tyme of the sayde late kyng Rychard, it was ordeyned and stablissed, that the great officers of the sayde late kyng, by the aduyse of all other lordes of the counsell, shulde haue power to sett parcel of the forfeytures of them that were forjudged in the parliament, holden the sayd xi. yere, by theyr good discretion, and that the gyftes and graunttes to be made vpon suche sales, shulde be ferme and stable: Our sayd soueraygne lorde the kyng, by the aduyse and assent of his lordes spirituall and temporall, and at the requeste of the sayde commons, conssyderyng howe dyuers sales haue ben made by force of the ordynaunce and statute aforesayd, hath ordeyned and stablissed, that the gyftes and graunttes so made by vertue of the sale aforesayd onely, shall stande in theyr force and vertue, notwithstandyng any gyftes and graunttes made to the contrary, and that they which wyll sue to haue a confyrmation of theyr purchase made in this behalfe, shall therof haue a confyrmation, payeng the fynes and fees therefor due.

Forfeyture.

Gyftes.

Cap. x. ¶ Item where as in the sayd parliament, holden the sayd xi. yere of the sayd late kynge Rychard, dyuers peynes of treason were ordeyned by statute, in as much that there was no man, which cyd know howe he ought to behaue

him

him selfe to do, speake or saye for doubte of suche peynes: It is accorded and assented by the kynge the lordes and commons aforesayde, that in no tyme to come any treason be iudged otherwyse, than it was ordeyned by the statute in the tyme of his noble graundfather kynge Edwarde the thyrd, whom god assoyle. Treason.

¶ Item where as the sayde commons by theyr petytion haue shewed in the same parlyament, howe the shyrryffes of countyes within the realme, be charged with the aunciente ferme of the same countyes there where as a greate parcell of the profyttes of the same be gyuen dyuersly to lordes and other the kynges lyege people, so that the same shyrryffes cannot pay theyr ferme without doyng extorcion in the sayd countyes, in great oppression and hinderaūce as wel of the sayde shyrryffes, as of the inhabytauntes of the sayde countyes: Oure soueraygne lorde the kynge, consyderynge the myschyeues aforesayd, by the aduyse and assent of the lordes and commons aforesaid, hath ordeined and stablysshed, that from henceforthe the shyrryffes of the countyes of Eller and Herteforde in speyall, and the shyrryffes of other countyes aforesayd, for the tyme beynge, shall accompte at the eschecker, and haue allowaunce by theyr othe of the yssues of the sayd countyes, as wel after the date of theyr patentes made to them by the sayd late kyng Rychard, as for all tymes to come. And yf any shyrryffe fromhensforthe do anye extorcion to the people, and be therof attaynted, he shall be duelye punysshed for the same extorcion at the kynges wyll. Cap. xi. Shyrreffes. Extorcion. Accompte.

¶ Item where as by kyng Edwarde late kyng of Englande, graundfather of our soueraygne lorde the kynge that nowe is, the .iii. yere of his reygne, by cause that the common passage of shyppes and botes in the greate ryuers of Englande were ofttymes dysturbed, by the leueynge, of weares, mylles, stankes, stakes, and kydels, in great domage, of the people, it was accorded, that all suche weares, mylles, stankes, stakes, and kydels, whyche were leueyed and set vp in the tyme of kynge Edward, sone to kynge Henry, and afterwarde in suche ryuers, wherby the shyppes and botes be disturbed, so that they can not passe as they were wonte, shall be auoyded, and forever pulled downe, neuer to be leueyed agayne. And that wrytes be therupon sente to the sherriffes of places where nede shalbe, to suruey and enquere, and to make therof execution. And also that iustyces be therupon assygned at all tymes, whan nede shall requyre. And after at the greuous complaynte of the greate men and the commons, made in the parlyament of the sayde kynge Edwarde the graundfather, the .xl. yere of his reygne, complaynynge by theyr petytion, that the sayde statute was not duely executed nor kepte after the effecte of the same, it was accorded and stablysshed, that the sayd statute in this poynt be holden and kepte after the effecte of the same, added to the same, that yf any suche noysaunce be pulled downe by due processe conteyned in the sayde statute he that wyll do the sayde noysaunce to be releueyed, and therof be duely attaynted, shall incurre the peyne of hondred marks towardes the kynge, to be leueyed by the estretes in the eschecker. And lyke lawe to be holden of a noysaunce made by the enhaunsynge of suche weares, mylles, stan- Ca. xii. weares. Mylles. Stankes. Stakes. Kydels. Noysaunce.

kes, stakes, and kydels, as by newe leuyenge, as in the same statutes more fully doth appere, and nowe at the request of the sayde commons, shewing by theyr petition, that the common passages of shyppes and botes in the greate ryuers of Englande, and also medowes and pastures, and landes sowed aboynynge to the sayde ryuers, be greatly dystourbed, drowned, wasted, and destroyed, by outrageous enhaunsynge and straytynge of weares, mylles, stankes, stakes, and kydels, in olde tymes made and leueyed before the tyme of the sayde kynge Edwarde, sonne of kynge Henry, wherof greate domage and losse hathe come to the people of the realme, and daylye wyll come yf remedy be not therof prouyded: It is accorded and stablysshed by the assent aforesayd, that the sayd statutes be in al theyr articles holden and fermely kept, and duely executed, with al the peynes and after the effect of the same coyned therto, that commyssyons be made in due fourme to suffycyente persons to be iustyces in euery countye of Englande, where nede shall be, to surney and kepe the waters and great ryuers there, and to correcte and amende the defautes, and to make due execution of the sayde statutes, after the effect of the same, as well by theyr surviewe aduyse and dyscretion as by enquestes therof to be taken within fraunchyse and without, so and whan nede shall be, and to here and determyne the thynges aforesayde. And moreouer to surueye the weares, mylles, stankes, stakes, and kydels, in olde tymes made and leueyed before the sayde tyme of kynge Edwarde, sonne of kyng Henry. And them that they fynde to moche enhaunced or strayted, to correcte, pul downe, and amende in the maner and fourme aforesayde: Sauyng alwayes a reasonable substaunce of weares, mylles, stankes, stakes and kydels aforesayde, so in olde tymes made and leueyed. And yf any suche noysaunces of weares, mylles, stankes, stakes, and kydels, of passages and straytynges in olde tyme made and leueyed be iudged and awarded by the sayde iustyces to be pulled downe and amended, he that hath the freholde of the same, shall make therof execution at his owne costes within halfe a yere after notyfycation to him therof to be made, vpon peine of an hundred markes to be paid to the kynge by estretes in the eschecker, and he that dothe them to be releueyed or enhaunced or strayted agaynste the sayde iudgement, and therof be duely conuycte, shall incurre the peyne of an hundred markes to be payed to the kynge by estretes in the eschecker aforesayde. And in case that any feleth him selfe greued by execution or other waye in this behalfe agaynste ryghte and reason, shall pursue and haue ryght and reason.

1 f

Ste. 12. E. 4. ca. 4.

Ca. xiii.

Item where as in the statute made at Westmynster the. xviii. yere of the sayd late kynge Rychard, it was amonges other thynges ordeyned and stablysshed, that no serchour, gawgeour of wynes, alnegour, fynder or weyer of wolles, or any other marchaundyse, collectours of al maner customes and subsidyes, nor controllers haue estate in his offyce for terme of lyfe or yeres, but that the same offyce remayne in the kynges handes vnder the gouernaunce of the treasourer for the tyme beynge, with the assente of the councell whan nede shalbe. And yf any charters or letters patentes be made contrarye, they shalbe voyded and of none effecte: It is accorded and assented, that the sayd

Serchour.
Gaugeour.
Alnegour.
Weyer of Wolles.
Customer.
Controller.

statute

ſtatute be treuely holden and kepte, and put in due execution. Ioyned to the ſame, that maiomes and conſtables in euery porte of England ſhal be reſpondent vpon theyr offices in propre perſones without makynge any deputy or lieutenaunt in theyr names.

¶ Item for many greate inconuenyences and miſchiefes that hathe often tymes happened by many appeales made within the realme of Englande before thys tyme, it is ordeyned and ſtabliſſhed from henſforthe, that all the appeales to be made of thynges done within the realme, ſhall be tryed and determyned by the good lawes of the realme, made and vſed in the tyme of the kynges noble progenytours: and that all the appeales to be made of thynges done oute of the realme: ſhall be tryed and determyned before the Conſtable and Mareſchall of Englande, for the tyme beynge, and therupon it is accorded and aſſented, that no appeales be from henſforth made, or in any wyſe purſued in the parlyament in any tyme to come.

¶ Item whereas by a ſtatute made in the tyme of kynge Edward, graundfather of our ſouerayngne lorde the kynge that nowe is, the xxv. yere of his reygne it was ordeyned and ſtabliſſhed, that becauſe the errours, defaultes and miſpriſions, whiche were notoryouſly vſed in the cytye of London for defaute of good gouernaunce of the mayre, ſherylles, and aldermen, myghte not be enquyred nor founde by people of the ſame cytye. That the mayre, ſherylles, and aldermen, whiche had the gouernaunce of the cytye ſhulde redreſſe and correcte the defaultes errours and myſpryſyons aforeſayd, and the ſame duely to punyſſhe fro tyme to tyme vppon a certeyne peyne, that is to ſayt, at the fyrſte defaulte a thouſande markes to the kyng, and at the ſecond defaute two thouſande markes, and at the thyrd defaute that the fraunchyſe be taken into the kynges hande, and be it begon to enquyre of them at the feaſte of ſaynte Mychell nexte enſuynge: So that yf they make not due redreſſe as before is ſayde, It ſhall be enquyred of theyr defautes by enqueſtes of foreyne countyes, that is to ſaye, Eſſex, Suſſex, Hertforde, Buckyngham, and Berk. as well at the kynges ſuyte as of others that wyll complayne. And yf the mayer, ſherylles, and aldermen be by ſuche enqueſtes endyted: they ſhall be made to come by due proces before the kynges iuſtyces, whiche ſhall be thetto aſſygned oute of the cytye, before whom they ſhall haue theyr anſwere as well at the ſuyte of the kynge as of the partye. And yf they put them ſelfe in enqueſtes, the ſame enqueſtes ſhall be taken for foreyne people as afore is ſayde, and yf they be attaynted, the ſayde peyne ſo incurred ſhall be leuyed of the ſayde mayer, ſherylles, and aldermen for defaute of theyr gouernaunce. And neuertheles the playntyfes ſhall recouer theyr treble damages againſte the ſayde mayer, ſherylles, and aldermen. And becauſe that the ſherylles of London be partye to this buſynes, the conſtable of the Toure or his lieutenaunte, ſhall be myniſtre in ſtede of the ſherylles, to reſceyue the wryttes as well originals of the chauncerye as iuditials, vnder the ſeales of the iuſtyces, to do therof execution in the ſayd cytye, and proceſſe

This ſtatute is confyrmed 4. of H. 4. Cap. 20.

Ca. xiiii. Appeale.

Cap. xv.

Mayre. Sheriffes of London. Gouernaunce.

shall be made by attachementes, dystres, and exigend of nede be, so that at the kynges suyte the exigende shalbe awarded after the fyrste capias retourned, & at the third capias retourned, at the suyte of the partye, & yf the mayer, cherysses, and aldermen haue landes and tenementes out of the sayde cytye, proceesse shall be made agaynste them by attachemente and dystresses in the same countyes where the landes and tenementes be, and that euerye of the sayde mayer, cherysses, and aldermen, whiche commeth before the sayde iustyces, shall answere syngulerly for hym selfe, as well at the parell of other, whiche be absent as of hym self. And that this ordinance be holden termeand stable, notwithstandynge any maner fraunchyses, priuileges, or customes. And that this ordinaunce shal extend to other cyties and boroughes of the realme, where suche defautes or mysprysions be vsed, and not duely correct nor redressed: saynge that the enquestes be taken by people of the same countye, where such cities and boroughes be. And that the peyne of them of suche cyties, boroughes, and townes, whiche shall be therof attainted, be iudged by discretion of the Justyces, whiche shalbe therto assygned: Our soueraygne lorde the kynge consyderynge the good and lawful behauoure of the mayer, cherysses, and aldermen, and of all the comynalye of the same cytye of London towardes hym, and by so moche wyllynge to do ease and mytygation of the peynes aforesayde, by the assente of the lordes spyrytual and temporal, and of the commons aforesaid, hath ordeined and stablissed, that the peines aforesayd, as wel of the thousand marke and of the two thousand marke and of the seysyn of the fraunchyse, comprysed in the sayde statute, shall not be symytte in a certeynte, but that the peyne in this case be by the aduyse and discretion of the iustyces therto assygned, as other cytyes & boroughes be within the realme, and that the remenaunte of the same statute, and the proceesse therof stand in theyr force.

peyne.

Ca. xvi. Marchantes London.

¶ Item it is actroyed & assented, that the marchantes of London from hence forthe shalbe as free to packe theyr clothes and quyte of the same packynge, as the other marchauntes, or other straungers within the same cyte, or with in other cyties and boroughes within the realme be, and if any letters patentes be made to the contraye, they shalbe vtterly repealed, adnulled, and holden of no force nor vertue.

Packynge of clothe.

Ca. xvii. Forreyne. Aleyen. Protection.

¶ Item where as in the statute made at westminster, in the. vi. yere of the sayde late kyng Rychard, amonges other thynges it is ordeyned and actroyed, that euery forreyne and aleyn, beynge of the kynges amytye and of the realme, and commyng within the cyty of London and other cytyes, boroughes and townes within the said realme as wel within fraūchyse as without, with fysshe and al maner other vytayles there dwellynge and returnynge, shall be fromhensforth vnder the saufgarde and speciall protection of the kynge. And that it shalbe lawfull to them and euery of them to cutte theyr fysshe and vytayles aforesayd by peces, and the same to tayll and retayll in parte or in all, or in grosse, as to them shall best seme to sell, and therof to do theyr profyte without empechemente or contradiction of any, notwithstandynge any statutes, charters, ordynaunces, priuileges, or customes made or had to the contrary:

trarye, Our soueraygne lorde the kynge consyderynge the same statute to be verye profytable by many wayes, yf they were put in execution, by the assente of his lordes & the commons aforesaid hath ordeined and stablisshed, that the sayd statute be fermely holden, kept, and duely executed after the fourme and effecte therof, notwithstandyng the letters patentes late graunted to the contraty to parsons of London by the sayd late kynge Rychard vpon his laste passage towarde Irlande. London.

Item vpon the grenous clamour and complaynte made to our sayd soueraygne lord the kyng in this present parliament, of many murders manslaughters, roberyes, bateries, and other riottes & offences, whiche before this tyme hath bene done by people of the countye of Chester to dyuers of the kynges lyege people in dyuers countyes of Englande: The same oure soueraygne lorde the kyng, by the aduise and assent of his lordes spiritual and temporall, and of his cõmons aforsaid, hath ordeined and stablisshed, that if any person of the countye of Chester resyaunte or dwellynge within the same countye, of what estate or condition he be, do commyt any murdre or felony in any place out of the said county, processe shalbe made againste him by the cõmon lawe, tyll the Exigend in the countyes where suche murdre or felonye was done: And yf he fle from thense into the countye of Chester, and be outlawed and put in exigend for suche murdre or felonye: the same outlawrye or exigend shalbe certyfyed to the offycers and mynysters of the same county of Chester, and be the same felon taken by the same offycers or mynysters, and his landes and tenementes, goodes and catals, beynge within the same countye of Chester, seysed as forfeyte into the handes of the prynce, or of him that shall be lorde of the same countye of Chestre for the tyme, and the kynge shall haue the yere and daye and the waste. And the other landes and tenementes, goodes, and catals, of suche felon beyng out of the sayde countye of Chester, shall remayne holly to the kynge, and to the other lordes, haunynge therof fraunchyse, as forfeyte. And yf any person of the same countye of Chester, resyaũt or dwellyng in the same, make any batery or other trespas in any place out of the sayd county of Chester, processe shall be made agaynste hym by the common lawe tyll the exigend in the counties where suche baterye or trespas is done. And yf he fle from thense into the sayde countye of Chester, and be outlawed for suche batery or trespas, the outlawry shalbe certyfyed to the offycers and mynysters of the sayde countye of Chestre. And the same person shalbe taken by the same offycers or mynysters. And his goodes and catals beynge within the same countye of Chestre, shall be seysed into the handes of the prince, or of him which shalbe lorde of the saide countye of Chestre for the tyme. And his other goodes and catals being out of the sayd countye of Chestre, shall remayne holly to the kynge and to other lordes aforesayd as forfeyt in the same countye as afore is sayd. Ca.xviii. Courte of Chestre.

Item in ease & relefe of the poore cõmon people of the realme, our sayd souerayne lord the kynge by the aduyse and assent aforesayde: hath ordeyned and stablysshed, that from the feast of saynt Mychell last paste, durynge thre yeres than next folowyng, no cloth of karsey, kendale clothe, kryse of Couen- Ca.xix.

Clothe. Seale. trye, Cogware nor none other cloth streyte, nor remenaunt of Englond nor cloth of walys, wherof the doseyn excede not the valour of .xiii.s.iiii.d. be in anywyse sealed of no seale lytell nor great, nor no subsedye payed of the sayd clothes duryng the tyme aforesayde.

Cap.xx. Pardon. ¶Item at the instaunce and prayer of the sayd commons, by theyr petytion made in this present parlyament: Our sayde soueraygne lorde the kynge of his specyall grace hath released and pardoned generally to all his liege people of Englande the suyte of his peace that to him perteynethe for all maner treasons and felonyes by them done or commytted before the .xix. day of Nouember, the fyrst yere of his reygne, except murdre and rape of women wherof they be endyted, arraygned, or appealed. And also the outlarye, yf any in them be pronounced by the same occasyon. And hath graunted to them there of his ferme peace, so that none of his sayde liege people be a cõmon theefe before the sayd .xix. day endyted, nor that he be no prouour nor appealed of the dethe of anye man at the suyte of the partye, nor taken with the maynour, nor that he hathe broken the kynges pryson before the sayde .xix. daye, nor that he hath not bene at the murdre of Thomas late duke of Gloucestre, vncle to our soueraygne lorde the kynge, and so that he stande to ryghte in the kynges courte, yf any wyll speke agaynst him of the thynges aforesayd, or of any of them: so that alwayes all they whiche wyll enioy the benefyte of thys pardon, shall pursue theyr charters in specyall betwyxte this and the feast of all sayntes next ensuynge.

¶Here begynneth the statute made the .ii. yere of kynge Henry the .iiii.

AT the parlyamẽt holden at westminster, in the vtas of saint Hyll laye, the second yere of the reygne of kyng Henry the fourthe: The same our soueraygne lorde the kyng, by the assent of the prelates, dukes, etles, and barons, and at the specyal instaunce and requeste of the commons assembled at this presente parlyament hath done to be ordeyned and stablysshed certeyne statutes and ordynaunces in fourme folowynge.

Capi.i. Charter. FYRST that holy churche haue her ryghtes and lyberties: and that all the lordes spyrytuall and temporall, and all the cytyes, boroughes, and townes enfraunchysed, haue and enioye all theyr lybertyes and fraunchyses, whiche they haue duely vsed, and whiche they haue of the graunt of his noble progenytours & predecessours kynges of England. And that the great chartre and the chartre of the forest, and all the other good ordynaunces and statutes made in his tyme, and in the tyme of his noble progenytours not repealed be fermely holden and kepte in all poyntes: and that all his lyege people and subiectes maye frely and peacyably in his sure and saufe protection, go and come to his courtes, to pursue the lawes, or defend the same, without dysturbaunce or impedyment of any. And that full iustyce and ryghte be done as well to the poore as to the ryche in his courtes aforesayde.

Capi.ii. ¶Item where as in the last parlyament of our soueraygne lorde the kynge

that

that nowe is, amonges other thynges it was ordeyned and stablysshed, that all they, whiche from henceforth shall demaunde of the kyng landes, tenementes, rentes, or fees, annuyties, or any other profyttes, shulde make expresse mencyon in theyr petycyons of the value of the thynge so to be demaunded, and also of that that they haue had of the gyft of the kyng, or of any of his progenytours or predecessours before, and in case they dyd not make suche mencyon in theyr sayd petycyons, and that duely proued, the kynges letters patentes shuld not be auayliable to them, nor of no force nor effecte, but holly revoked, repealed, and adnulled for euer, to the punysshement of them whiche had done suche dyssayte to the kyng, as they that be not worthy to enioye the effecte and benefyte of the letters patentes to them graunted in this behalfe: Our sayde soueraygne lorde the kyng conssyderyng, that a great parte of the sayde statute is verye harde for his lyege people, and for so muche wyllynge therof to prouyde remedy, of his owne wyl, & certeyne knowlege hath graunted to do grace and pardon to those that wyl pursue, of as moch as they haue mystaken them selfe in theyr sute agaynst the fourme of the sayde statute. And moreouer the same our soueraygne lorde the kynge, to exclude all ambiguytyes in this behalfe, bycause that the same statute is verye obscure, and hathe nede of declaration, specyally for ease and quyetenes of hys people, wyll and graunteth, that all they whiche from henceforthe do sue to the same our soueraygne lorde the kyng, to haue of hym any grace or perely gyft, or in fee or otherwyse, shall make expresse mencyon in theyr petycyon, of howe moche they haue had of the gyfte and graunte of the noble kynge Edwarde, graundfather to our souerayngne lorde the kynge, or of Rychard late kyng, or of Edwarde late prynce of Wales, or of John late duke of Lancastre, father of oure souerayngne lorde the kyng, or of the kyng hym selfe, and of none other progenytour or predecessour of the same our souerayngne lorde. And he that maketh not suche mencion in his petytion, hys letters patentes made to him at the same tyme by our souerayngne lorde the kyng, shalbe of no force nor effect. And moreouer as to the wordes that is to say (other profites) comprised in the sayd statute, our sayde souerayngne lorde the kyng hath declared & graunted, that of no profytes, giftes, goodes, or catals, or any other thynges graunted or gyuen by the same oure souerayngne lorde the kynge to any, to the valoure of. C. li. or within, excepte wardes and marryages, of whiche the kyng wyll that he, whiche so shall sue to hym, shall make expresse mencion in his petycyon of the valoure of the same, none shall incurre the peyne comprysed in the sayde statute. And it is not the kynges mynde, that for any confyrmation or lycence made to any by our sayd souerayngne lorde the kyng, of any lybertyes, fraunchyses, annuityes, or any other thynges graunted by any of his progenitours or predecessours or other person, and not specyfyed in any petition, so to be demaunded otherwyse than aboue is declared, none shall incurre the peyne of the sayde statute. And as to the other artycles comprised in the same statute, our sayd soueraigne lorde wyl, that they be fermely holden and kept and put in due execution.

Petycion.

Gyftes.

Letters patentes.

¶ Item it is ordeyned and stablysshed, that yf anye prouysyon be made by the

Capi. iii.

Pronision. Prouisour. the bisshope of Rome to any person of religion, or to any other person, to be exempt of obedience regular, or of obedience ordinary, or to haue any office perpetuall within houses of religion, or as moche as one regular persone of religion or two or more haue in the same, that yf suche prouysours from hense forth do accepte or enioy any suche prouysyon: They shal incurre the peynes comprised in the statute of prouisours, made in the .xiii. yere of kyng Richard the seconde.

Cap. iiii. ¶ Item for as moche as our souereaigne lorde the kyng, vpon greuous complaynt to him made in this parliament, hath perceiued that the religious men of the ordre of Cysteaux in the realme of Englande, hath purchased certeyne bulles, to be quyte and discharged to pay theyr dysmes of theyr landes, tenementes, and possessyons, let to ferme or plowed and occupyed by other persons, than by them selfe, in great preiudyce and derogation of the lybertye of holy churche, and of many lyege people of the realme: Our soueraygne lorde the kynge wyllyng therupon to ordeyne remedy, by the aduyse and assente of the lordes spyrytual and temporal, and at the instance and requeste of the sayd commons, hath ordeyned, and stablysshed, that the relygyous persons of the ordre of Cisteaux shall stande in the estate that they were before the tyme of suche bulles purchased. And that as well they of the sayde ordre, as all other religious and seculers, of what estate or condition that they be, which do put the sayd bulles in execution, or from henseforth do purchase other such bulles of newe or by colour of the same bulles purchased dothe take anauntage in any maner: processe shall be made agaynste them and euery of them by garnysmente, of two monethes by wrytte of Premonire facias. And yf they make defaute, or be attaynted, than they shall incurre the peynes and forfeytures conteyned in the statute of Prouysours, made the .xiii. yere of the sayd kynge Rycharde.

Ordre of Cysteaux.

Premonire facias.

Capi. v. ¶ Item where as in the statute made at westmynster, in the .v. yere of the sayd kyng Rychard, amonges other thynges it is conteined, how that it was assented, accorded, and defended, by the sayd late kyng, to all maner of people marchantes, clerkes, and other, as well straungers as denysyns, of what so euer estate or condition they shulde be, vpon peyne of as moche as they myght forfeyte, that none of them, vpon the sayd peyne, prpuely nor apertly shulde sende nor bringe, nor do to be sent or brought out of the sayd realme of Englande any golde or syluer in money, bullyon, plate, vessell, nor by exchaunge to be made, excepte the wages of Caleys and other the kynges fortresses beyonde the sea, excepte in specyall prelates, lordes, and other comprysed in the same statute, without specyall leue and lycence therupon fyrst had, as by the same statute may more fully appere: Our souereaigne lord the kyng for to obuent the subtyltye of them that wyll do fraude or dyscepte to hym in this behalfe, hath ordeyned and stablysshed, that yf from henseforthe any serchecour of the kyng may fynde golde or syluer in coyne or in masse in the kepynge of any that is passyng or vpon his passage in any shyppe or vessel, for to go out of any porte, hauen, or crycke of the realme, without the kynges specyall lycence. That golde or syluer shall be forfeyte to the kynge, sauyng his

Money. Bullyon. Plate. Serchour. Golde. Syluer.

reasonable

reasonable expenses, which he shalbe bound to confesse and discouer incontynently, after that he that to do, be warned and charged by the same serche-our, or els all the sayde money so conceled, shalbe forfayte to the kynge. Prouyded alwayes, that the marchauntes straungers, that do sel theyr marchaundyse within the realme of Englande, and the one halfe of the money of Englande receyued for the same marchaundyses, do employe vppon other marchaundyse of the realme: maye freely carye oute fro the same the other halfe of the sayde money by the kynges lycence accordyng to the statute therof made. Marchantes straungers.

¶ Item for the greate dyscreyte that is in the money of golde and syluer of Flaunders and Scotlande that dothe comenly renne in paymentes made in dyuers partyes of the realme, to the greate domage of the kynge and of hys people: It is ordeyned and stablysshed, that all the money of golde and syluer of the coyne of Flaundres and of all other landes and countreys beyond the sea, and also of the lande of Scotland, shall be voyded oute of the realme of Englande, or put to coyne to the bullyon within the same realme, betwyxt this and the feaste of Chrystmasse nexte ensuynge, vpon peyne of forfeyture of the same. And that al the marchauntes and other at Caleis, which do receiue any suche golde or syluer of the coyne of Flaundres or of other landes and countreys beyonde the sea, or of the lande of Scotlande, shall put the same to bullyon at Caleys, without byyngynge it in coyne within the realme of Englande, and yf the marchauntes, or any other from henceforthe byyng anye suche moneye within the realme of Englande, they shall forfayte the same moneye to the kynge. And moreouer it is accorded, that a good and conuenyente serche be made as well at Caleys as on thys syde the sea in euerye porte and other places vppon the byyngynge of the moneye aforesayde. Cap. vi. Money of golde and syluer of Flãders and Scotland, &c. Caleys. Marchantes

¶ Item wher as vpon a verdyte found before any iustice in assyse of Nouel dyssesyn, Mordauncestre, or any other action, the partyes before this tyme hath bene adiourned vpon dyffyculte in lawe vpon the mater so founde: It is ordeyned and stablysshed, that yf the verdycte passe agaynst the plaintyfe, That the same playntyfe shall not be nonsued. Cap. vii. Verdyte.

¶ Item vpon the greuous complaynt made to our soueraygne lorde the kyng by the commons in this present parliament, howe that the offyce of the Cirographer in the common benche of the kynge is lette to ferme, to whiche offyce appertayneth for makynge and wrytynge of euerye fyne leueyed in the sayde benche .iiii.s. and no more, and notwithstandynge the same fe, the fermours of the same offyce wyll delyuer no fyne to any without gyuynge to them other .iiii.s. or more by extorcion, to the great domage and impouerysshmente of all the kynges lyege people: Oure souerayne lorde the kynge, wyllynge in this behalfe to prouide remedye, by the aduyse and assent of the lordes spirituall and temporal, and at the supplication of the sayde commons, hath ordeyned and stablysshed, that the cyrographer nor his fermoure, deputye, or lyeutenaunte for the tyme beyng, shall from henceforth take no more than .iiii. s. for any fyne leueyed in the court. And yf the sayd fermour, lyeutenaunt, or Cap. viii. Cirographers Extorcion

deputye

deputy, take any more than .iii.s. for a fyne as before is sayd, he shal lose his office, and be forejudged the courte, and haue one yeres imprysonemente and pay to the party greued his treble damages. And the party greued shal haue his suyte before the iustyces of the sayde benche.

Cap.ix. Commissions

¶ Item where as late in the tyme of kynge Richarde dyuers persons were assygned at dyuers tymes by commissyons of the sayd kinge Richard, to enquete, and to do after the purpoze of theyr commyssyon within the realme of Englande, and nowe proceese is made as well in the chaunceryr as in the eschecker agaynst the sayd commyssyoners, to certyfye the inquysytions and other thynges before them taken by vertue of the sayde commyssyons. whereas some of the sayde commyssyoners in the pursuyte of the sayde kynge Richarde were rysled and pylled of the sayde inquysytions and other thynges before them taken by force of theyr sayd commyssyons, (and also of theyr proper goodes) and some of the sayde commyssioners by the commaundement of Sir wyllyam le Scroue, somtyme treasorer of Englande, dyd delyuer all theyr inquysytions and other thynges so taken before them to the sayde treasorer, so that the commyssyoners haue nothynge in theyr custodye to certyfye to the sayde courtes, wherupon our soueraygne lorde the kyng, consydering the malycyeues aforesayde, and by so moche wyllyng to do grace to suche commyssyoners: by the aduyse and assente of the lordes spyrituall and temporall, and at the prayer of the sayd commons, hath ordeyned and stablisshed that none of the sayde commissioners sa rysled or pylled, nor none that delyuered theyr inquysytions and other thynges taken before them to the sayde late treasorer, shall in no wyse be charged to make therof anye certyfycation in any courte of the kyng, but shalbe therof by theyr othe clerely dyscharged.

Cap.x. Clerke of the crowne of the kinges bench

¶ Item bicause that complaynt is made to our soueraygne lorde the kynge by the sayde commons, howe the clerke of the crowne of the kynges benche, where as .xxx. or .C. men be endyted of one felonye, or of one trespasse, and all they plede to an issue, as not giltye, the saide clerke aughte not to take for the Venire facias, nor for the entringe of the plee, more than .ii.s. the saide clerke dothe take for euery suche name by extorcion .ii.s. in greate oppression of the people. Our saide soueraigne lorde the kinge, wyllinge to saue his saide people of suche extorcions and iniuryes, by the aduyse and assente of the sayde lordes spirituall and temporall, and at the prayer of the saide commons, hath ordeyned and stablisshed, that the said clerke of the crowne shal take no more than hath benne duely vsed of olde tymes. And moreouer our said soueraigne lorde the king hath charged the Justices of the kinges benche, that no extorcyon be done in this behalfe to the benche aforesaide.

Extorcion.

Ca.xi. Admyrall.

¶ Item where as in the statute made in Westminster, the. xiii. yere of the saide kinge Richarde, amonges other thinges it is conteined, that the admirals and their deputies shal not entermedle frothensforth of any thing done within the realme, but onely of a thinge done vpon the sea, accordinge as it hath benne duely vsed in the tyme of the noble king Edward, graundfather to the saide king Richarde. Our said soueraigne lorde the king wyl & graunteth that the sayde statute be fermely holden and kepte, and put in due execution.

And

And moreouer the same oure souereigne lorde the kynge, by the aduyse and assente of the lordes spyrytuall and temporall, and at the prayer of the sayde commons, hath ordeyned and stablysshed, that as touchynge a peyne to be set vpon the admyrall or his lieutenaunte, that the statute and the common lawe be holden agaynste them, and that he that felethe him selfe greued agaynste the fourme of the sayde statute, shall haue his action by writ grounded vpon the case agaynste hym that dothe so pursue in the admyralles courte, and recouer his double damages agaynste the pursuaunt, and the same pursuaunt shall incurre the peyne of .x.li. agaynste the kinge for the pursuyte so made, yf he be attaynted.

Ca. xii.

¶ Item it is ordeined and stablisshed, that fromhensforth no walshman hole borne in Wales, and hauynge father and mother borne in Wales, shal purchase landes and tenementes within the towne of Chestre, Salop, Brigenorthe, Ludlowe, Leompnstre, Herefor de, Glouceſtre, Worcestre, nor other marchaunt townes joynyng to the marches of Wales, nor in the suburbes of the same, vpon peyne of forfeyture of the same landes and tenementes to the lordes of whome suche landes or tenementes be holden in chyefe. And also that no suche walshman be from henssforth chosen or resceyued to be cytesyn or burgesse in any cytye borough or marchaunt towne, and that suche walshmen, which nowe be in any suche cytye, borroughe, or traunthysed towne, beynge cytesyns or burgesses, shall kynde sufficyente suertye, and put a good cawtion of theyr good beareynge, as well towardes oure souereygne lorde the kynge and his heyres of his realme of Englande, as for to holde theyr loyalte to the gouernours of suche cyties borroughes or townes for the tyme beinge, in saluation of the same cytyes borroughes, or townes, yf the same walshmen wyll dwel therin, so that none of them fromhensforth be resceiued nor accepted to no offyce of mayre, baylyffe, chamberlayne, constable, or warden of the portes or of the staple, nor to the common counsel of such cytyes, borroughes or townes, nor that he be in no wyse made other occupiar or offycer in the same, nor that none of the said walshmen from henssforth beare any maner armour within such cytye, borroughe, or marchaunt towne, vpon peyne of forfeyture of the same armour, and imprysonment tyl they haue made fyne in this behalfe.

walshman borne. Purchase.

Cap. xiii.

¶ Item wher as the sayd Rychard late king of England, at his parliament holden at Westminster, and adiourned towardes Salop, the .xii. yere of hys reigne, by a statute dyd pardon & release to al his liege people of England, of what so euer estate or condition they were, and to euerye of them all maner escapes of felons, catals of fugityues and of felons, trespalles, negligences, mysprysyons, ignoraunces, and all other artycles of the Eyre, and all other thynges fallen or chaunced within the realme of Englande, the punysshment wherof shulde lye in fyne or in raunsome, or in other pecunyer peynes, or otherwyse imprysonment or amercementes of the commons of townes or of synguler persons or in charge of theyr freholde, that neuer offended as heyres or landtenauntes, of eschetours, sheryffes, or corroners, or other suche officers, and also hath pardoned and released to them al maner of gyltes alye-

nacyons

nations or purchases made by them or by any of them, of landes tenementes or other possessyons holden of him in chyefe without the kynges lycence, and all maner of entrees made into theyr enheritaunces, purchases, or otherwyse in parte or in all, after the deth of their auncesters, or of any other, without sure or due processe therof made, tyll the thursday the last day of the said parlyament, except those landes, tenementes, and possessyons, which be aliened into mortmaine without the lycence royal. And also hath holly pardoned and released to them all maner of fynes, amercementes, yllues, forfeytes not adiudged nor determyned, made fallen or chaunced within the same realme before the said thursdaye: Our said soueraigne lorde the kyng by the assent and assent of all the lordes spirituall and temporal, and at the speciall requeste and prayer of the said commons, wyll and graunteth, that all his lyege people and euery of them may haue vse and enioy the priuilege and benefyte, of the said pardon and statute, notwithstandynge that the sayde parlyament, made the said .xxi. yere, and all the statutes made in the same, and all the circumstaunces and dependencies of the same parliament, be vtterly annulled, reuoked, and repealed in the parlyament of our soueraygne lorde the kyng that nowe is, holden at Westmynster the fyrst yere of his reygne.

pardon.

Ca. xiiii. ¶ Item it is ordeined and stablisshed, that the statutes of purueiours, made before this tyme, be holden and kepte and put in due execution, ioyned to the same, that frombensforthe no purueyour nor byar make any purueyaunce or byeng for the kinges house of any thyng to the value of .xl.s. or within, oneles he make redy payment in hande, vpon peyne to lose his office, and to pay as moche to the partye greued.

purueyour.

Cap. xv. ¶ Item where as it is shewed to oure soueraygne lorde the kyng on the behalfe of the prelates and clergye of his realme of Englande in this presente parlyament, that although the catholyke fayth buylded vpon Christ, and by hys apostels and the holy churche sufficyently determyned, declared, and approued, hath bene hytherto by good & holy and most noble progenytours of our soueraygne lorde the kyng in the said realme amonges al the realmes of the world, most deuoutly obserued, and the church of England by his said moste noble progenitours and auncesters, to the honoure of god and of the hole realme aforesayd, laudably endowed, and in her rightes and lybertyes sustayned, without that that the same fayth or the saide churche was hurt or greuously oppressed, or elle perturbed by any peruers doctryne or wycked eretical or erronyous opinions: Yet neuertheles dyuerse false and peruerse people of a certeine newe secte, of the fayth of the sacramentes of the church, and the auctorite of the same damnably thinkyng, and agaynste the lawe of god and of the churche vsurpyng the office of preachynge, do peruerstly and malycyously in dyuers places within the sayde realme, vnder the coloure of dyssymuled holynes, preache and teache these dayes openly and prpuely dyuers newe doctrynes and wycked heretical and erronyous opinions, contrarye to the same fayth & blessed determinations of the holy church. And of such secte and wycked doctryne and opinions they make vnlawfull conuentycles and confederacyes, they holde and exercyse scoles, they make and wryte bokes

Catholyke fayth.

kes, they do wylfully instructe and informe people, and as moche as they maye excyte and stye them to sedycion and insurrection, and make the greate stryfe and dyuysyon amonge the people. and other enormytyes horryble to be herde dayly do perpetrate and committe. in subuersion of the sayd catholyke fayth and doctryne of the holy church, in dymynution of goddes honour, and also in destruction of the estate ryghtes and lybertyes of the sayde churche of England, by whiche secte and wycked and false preachynges, doctrynes, and opinions of the sayd false and peruerse people, not onely moste greateste peryl of the soules, but also many more other hurtes, slaunders, and perils (whiche god prohybyte) myghte come to this realme, oneles it be the more plentyfully and spedely holpen by the kynges maieste in this behalfe, namely where as the dyocesans of the sayd realme can not by they⁹ iurisdiction spirituall, without ayde of the sayd royal maieste, sufficyently correcte the sayde false and peruerse people, nor refraine their malice, bycause the sayd false and peruerse people do go from dyoceys to dyoceys, and wyll not appere before the sayde dyocesans, but the same dyocesans and they⁹ iurisdiction spirituall, and the kayes of the church with the censures of the same, do vtterly contempne and despyse, and so they⁹ wycked preachynges and doctrynes dothe from daye to daye contynue and exercyse, to the hatred of ryght and reason, and vtter destruction of ord⁹e and good rule. Vpon whiche nowelties and exesses above reherced. The prelates and clergye aforesayde, and also the commons of the sayd realme beynge in the same parliament, prayeng our soueraygne lord the kyng, that his royal highnes wold vouchsaue in the sayd parlyament to prouyde a conuenyent remedy, the same our souerayne lord the king graciously considerynge the premisses, and also the lawdable steppes of his sayd moste noble progenitours and auncesters, for the conseruation of the sayde catholyke fayth, and sustentation of goddes honoure, and also the saufgarde of the estate ryghtes and lybertyes of the sayde churche of Englande, to the laude of god, and merye of our sayd souerayne lorde the kynge, and prosperyte and honour of all his sayd realme, and for the eschewing of suche dyssencyons, diuisions, hurtes, slaunders, and perils, in tyme to come, and that this wycked secte, preachynges, doctrynes and opinions shulde from hensforth cease and be vtterlye destroyed, by the assente of the states and other discrete men of the realme, beyng in the sayd parliament, hath graunted stablisshed, & ordeyned from hensforth for fermely to be obserued, that none within the sayde realme or any other dominions, subiect to his royal maiesty, presume to preache openly or priuely, without the licence of the dyocesan of the same place fyrst required and obteyned, curates in their owne churches and persons bee therto prouyded and other of the canon lawe graunted, onely except. And that none from hensforth any thyng preache, holde, teache or instructe openly or prayuely, or make or wryte any boke contrary to the catholyke fayth or determynation of the holy church, nor of suche secte and wycked doctrynes and opynions shal make any conuentycles, or in any wyse hold or exercyse scoles. And also that none from hensforth in any wyse fauoure suche preacheour, or maker of any such and lyke conuentycles, or holdyng or exercysyng scoles, or

Preachynge.

makyng

makyng or wrytyng ſuche bokes, or ſo teachyng inſtourmyng or exciting the people, nor any of them mayntayne or any wyſe ſuſteyne. And that al and ſingulat haunge ſuche bokes or any wrytynges of ſuche wycked doctryne and opinions, ſhall really with effecte delyuer or cauſe to be delyuered al ſuch bokes and wrytynges to the dyoceſan of the ſame place, within .xl. dayes fro the tyme of the proclamation of this ordynaunce and ſtatute. And yf any perſon or perſons, of what ſo euer kynde, eſtate, or condition that he or they be, from henſforth do or attempte agaynſt the royal ordynaunce and ſtatute aforeſaid in the premyſſes or in any of them, or ſuche bokes in the fourme aforeſayd do not delyuer than the dyoceſan of the ſame place in his dioceys, ſuch perſon or perſons in this behalfe defamed or euydently ſuſpected and euery of them maye by the auctoryte of the ſayde ordynaunce and ſtatute cauſe to be arreſted, and vnder ſaufe cuſtody in his priſons to be deteyned, tyll he or they of the artycles layd to him or them in this behalfe, do canonycally purge him or them ſelfe, or elſe ſuche wycked ſecte, preachinges, doctrynes, and heretycal & erronyous opinions do abiure, accordyng as the lawes of the churche doth requyre, ſo that the ſayd dyoceſan by him ſelfe or his commyſſaries do openly and iudicially procede againſt ſuche perſons ſo arreſted, and remaynyng vnder his ſaufe cuſtody to all effecte of the lawe, and determyne that ſame buſyneſs accordyng to the canonycall decrees within thre monethes after the ſayd arreſt, any lawfull impedyment reaſonyng. And yf any perſon in any caſe aboue expreſſed, be before the dyoceſan of the place or his commyſſaryes canonycally conuycte: than the ſame dyoceſan maye do to be kepte in his priſon the ſayde perſone ſo conuycte for the maner of his defaute, and after the qualyte of the offence accordyng and as long as to his diſcretion ſhall ſeme expedyent, and moreouer to put the ſame perſon to the ſecular courte (except in caſes where he accordyng to the canonycall decree ought to be left) to pay to our ſouereigne lorde the kynge his pecuniar fyne, accordyng as the ſame fyne ſhall ſeme competent to the dyoceſan, for the maner and qualyte of the offence, in whiche caſe the ſame dyoceſan ſhal be bounde to certyfye the kyng of the ſame fyne in his eſchecker by his letters patentes ſealed with his ſeale to the effecte that ſuche fyne by the kinges authorite may be requyred and leueyed to his vſe of the goodes of the ſame perſon ſo conuycte. And yf any perſon within the ſayd realme and dominyons, vpon the ſayd wycked preachinges, doctrynes, opynyons, ſcoles, and heretycal and erronious informacions of any of them be before the dyoceſan of the ſame place or his commyſſaryes ſententially conuycte, and the ſame wycked ſecte, preachinges, doctrines and opinions, ſcoles and informacyons, do refuſe duely to abiure, or by the dyoceſan of the ſame place or his commyſſaryes after the abiuration made by the ſame perſon pronounced fall into relaps, ſo that accordynge to the holy canons he ought to be left to the ſecular court, wherupon credence ſhalbe gyuen to the dyoceſan of the ſame place, or to his commyſſaryes in this behalfe, than the ſherryffe of the countye of the ſame place, and mayre and ſherryffes or ſherryffe, or mayre and baylyffes of the cytye, towne and borough, of the ſame countye nexte to the ſame dyoceſan or the ſayde commyſſaryes, ſhal be perſonally

nally p̄sent in p̄ferryng of suche sentences, whan they by the same dyocesan or his commyssaries shalbe requyred: and they the same persons and euery of them, after such sentence p̄nomulgate, shall resceyue: And them before the people in an hyghe place do to be brent, that suche punyshement maye stryke in feare to the myndes of other, whereby no suche wycked doctryne and heretticall and erronious opinions, nor theyr auctours and fautours in the sayd realme and dominions agaynst the catholyke fayth, christen lawe, and determinacyon of the holy churche (whiche god p̄hibyt) be susteyned or in any wyse suffred, in whyche all and syngular the p̄myses concernynge the sayde ordynauns and statute, the sheryffes, mayres and baylyffes, of the sayde counties, cyties, burghes and townes, shalbe attendyng, ayding & supportyng, to the sayd diocesans and theyr commissaries.

Ca. xbi. walshmen.

¶ Item where as vpon the greuous complaynt made to our soueraygne lorde the kynge by the comens in the parlyament, how the people of wales, somtyme by day & somtyme by nyght, commeth within the coūties ioyning vpon the marches of wales, and doth take diuers distresses of horses, oxen, kyne, shepe, swyne, and other theyr goodes to a great nombre, and the same doth leade, dryue, and carye awaye to the seignouries where they be resiaunt, and there withholdeth them tyll gree be made at theyr wyll, & that aswel of them that haue not offended, as of them that haue offended, and also the sayde people of wales dothe dayly arreste the people of the sayde counties commyng with theyr marchaūdyses or other theyr goodes and catals, and affermeth playntes agaynst them of dettes, couenauntes, trespalles, & other actyons, whetof they be nor pties nor pledges, to the entent to greue them by diuers and outrageous amercementes and costes, to the great impouerysshyng and vtter vndoyng of the people of the sayde counties: Our soueraygne lorde the kynge consydering the inschieues aforsayd, and wyllyng therupon to p̄uide remedie, by the assent and aduyse of the sayd lordes, and at the request of the sayd cōmens hath ordeyned & stablysshed, that yf any people of the sayde counties be arrested & greued, as afore is sayde, mayntenaunt letters testymonyales shalbe made, recytyng theyr greuaūs, dyrected to the gouernours or stewardes, where suche offenders be reseaūt with theyr goodes or catals resceyued in wales, vnder the seales of the sheryffes of the sayd counties, or of the mayres and baylyffes of the cyties and burghes, or stewardes of traūchyses, where such people so greued be dwellyng, to the entent that the said gouernours or stewardes shal do to be delyuered to them theyr distresses goddes and catals, so taken or arrested. And yf they make not delyuerey of suche dystresses, goodes, or catals so taken or arrested, within. viii. dayes after requeste so to the made, than it shalbe lawfull to the englysshe people so greued, to arrest all men that commeth with the goodes and catals of theym of the seignouries of Wales, where suche offenders be inhabytyng or reseaunt, and the same to reteyne, tyll that full agreement be made to the said parties greued with theyr myles, costes and expenses, togyther with theyr distresses, goodes, and catals aforesayd.

Letters testimoniales.

Distresse.

Ca.xvii. walshmen.

¶ Item it is ordeyned and stablyshed, that yf any walshmē from henssorth do entre in the counties ioyning to the same in the realme of Englande, and in the same do brenne, kyll, rauysshe, or committe any other felonye or trespasse, wherof he is attaynted within the realme of Englande by the lawes of the same realme by outlagarie or abiuracyon, and repayreth into wales, and abydeth there: that vpon the certificacyon, and recordes to be made by the iustyces of our souerayngne lorde the kyng in Englande, before whome they shalbe so conuicte, vnder theyr seales to the lordes & ministers, where suche felons shalbe found in wales, fynall execucion be made vpō the same felons by the same lordes or mynystres, and that vpon a greuous payne.

Ca.xviii. Lordes. Marchers. wales.

¶ Item it is accorded and stablyshed, that the lordes of the marches of wales shall ordeyne and set sufficient stuffynge and warde in theyr castels and seignouries of wales, to the entent that in tyme to come no losse, tyot, nor domage come to our souerayngne lord the kyng or to his realme, nor to none of his liege people by theyr tenauntes, resauntes, nor none other walshemen in theyr defaut, as hathe come and be done for defaute of good gouernaunce in tyme past.

Cap.xix. walshmen. wales.

¶ Item it is ordeyned, that no hole englyshmā by .iii. yeres next folowyng shalbe conuicte at the suyte of any walshman within wales, excepte it be by the iudgement of englyshe iustices, or by the iudgement of hole englyshe men burgesses, or by enquestes of burghes townes and englyshmen of the seignouries where suche englyshmen be arrested.

Cap.xx. walshman. Purchase.

Vide supius. Cap.xii.

¶ Item it is accorded and assented, that frombenssorth no walshman be receyued to purchase landes nor tenementes within England, nor within the burghes nor englyshe townes of wales, vppon peyne to forfayte the same purchases to the lordes, of whome the sayd landes and tenementes be holden, as suche estate whiche the sayde purchasour had in the same, nor that no walshmā shalbe accepted burgeyse, nor to haue any other lybertye within the realme, nor within the burghes and townes aforesayde.

Cap.xxi. Lyuerey.

¶ Item where as at the laste parliament it was ordeyned and stablyshed, that no lorde, of what estate or condityon he were, shuld vse nor gyue anye lyuerey of ligne of company, to no knyght, esquyer, nor yeman, within the realme aforsayd, sauyng alwaye that our souerayngne lord the king shulde gyue onely his honorable lyuerey to the lordes temporall, whome pleased him. And sauynge also that the same our souerayngne lorde the kyng shulde gyue his honorable lyuerey to his menyals knyghtes & esquyers, and also to his knyghtes and esquyers whiche be of his retenue, & take of him theyr annuell fee for terme of lyfe, and moreouer it was accorded and assented by the kyng the lordes and the comens aforesayd, that the sayd knyghtes and esquyers shulde in no wyse weare theyr sayd lyuereys in theyr countrey or counties where they shuld be reseaunt and dwellyng, nor els where within the realme out of the kynges presence, and yf any lorde dyd the contrarye, and that duely proued, he shuld make fyne and raunsoun at the kinges wyl: and yf any knyght or esquyer dyd the contrarye, and therof were duely attaynted, he shuld lose his sayd liuerey and forfayt his fee for euer. And that no yeman

no yeman ſhuld take or weare any lyuerey of any other lord, vpon payne of impriſonnement, & to make fyne and raunſome at the kynges will, prouided alwayes, that the conſtable and mareſchall of England for the tyme beyng, in theyr retenue of knyghtes & eſquyers may weare the ſayde lyuerey of the kyng vpon the bordes & the marches of the realme in tyme of warre. Prouided alſo that al thoſe that ſhal trauayle or paſſe the ſee to the parties beyond the ſee, to acquire honour, may weare the ſame lyuerey in thoſe parties without beyng therof in any wyſe greued or appeached, as in ye ſtatute therof made more fully is conteyned: Our ſouereigne lorde the kyng conſideryng the ſame ſtatute to be very expedient & neceſſarye, hath ordeyned & ſtablyſhed, that the ſame ſtatute ſhalbe fermely holden & kept, ioyned there to, that the Juſtices of the one benche and of the other, and the Juſtices of aſſyſes & of the peace, haue power and auctorytie to enquere, here, and determine in this caſe by record in their preſence, or by enquiry to be made frō tyme to tyme, & that the dukes, erles, barons, and banerettes of the realme may weare the ſayd lyuerey in theyr countrey and els where. And alſo that the ſayd knyghtes & eſquyers maye weare the ſayd lyuerey in goyng from the kynges houſe and retournynge to the ſame. Prouided alwayes that the ſame knyghtes and eſquyers weare not the ſame lyuerey in theyr counties or countrey where they be reſeaunt or dwellyng, vpon the paine conteyned in the ſayd ſtatute. Moreouer it is accorded, that the prynce may gyue his honorable lyuerey of ſigne to the ſayd lordes and to his meynial gentilme. And that the ſayd lordes may weare the ſame as they weare the kynges lyuerey, and that the meynyals of the prynce may alſo weare the ſame as the kynges meynyals, and in the fourme, and vpon the paynes aforeſayde.

¶ Item where as in the ſtatute made the .xi. yere of the ſaid kyng Rychard amōges other thynges it is cōteyned, that no man ſhuld purſue any thyng contrarie to the ſame that than was ordeyned or iudged, touchyng them agaynſte whome the iudgement of forfaiture was gyuen in the ſame parliament, vpō the payn of the ſame forfaiture compryſed in the ſame ordinaūs: Our ſouereigne lord the kyng, by the aduyſe and aſſent of the lordes ſpirituall and temporal, and at the requeſte of the ſayd comens hath ordeyned and ſtablyſſhed, that no man be greued nor endamaged by any ſuyte made or to be made to the contrarie of the ſayd ordynaunce, and that euerye man be free and at large to purſue to haue grace and remedie without anye empechement, not withſtandyng the ordynauns aforeſayde. Ca.xxii. Suyte. Forfayture.

¶ Item where as the mareſchal of the mareſchalſye of the court of our ſouereygne lord the kinges houſe in the tyme of kyng Edward, grandfather of our ſouereigne lord the kyng that now is, was wont to take the fees as here after foloweth, that is to ſay, of euery perſon that cōmeth by captas to the ſayd court .iiii.d. and yf he be let to maynprys tyl his day .ii.d. more, and of euery perſon which is empleded of treſpas, & fyndeth .ii. maynpernours to kepe his day tyl thende of the plee, to take for that cauſe .ii.d. of the defēdaunt, & of euery perſon cōmytted to pryſon by iudgement of the ſteward, in what ſoeuer maner the ſame be, iiii.d. of euery perſon delyuered of felo- Ca.xxiii. Mareſchall of the kinges houſe.

nie, of euery felon let to mayntpzys by ỹ court .iiii.d. which fees were wont to be taken and payd in full court, as the kyng hathe well percepued by the complaynt of the sayde comens therof made in the sayde parlyament: The same our soueraigne lozd the kyng, to auoyd all such duresses and oppzessions to be done to his people, against the good customes and vsages made and vsed in the tyme of his pzogenytours, by the aduyse and assent of the lozdes spirituall and tempozal, and at the supplicacion of the sayd comens hath ozdeyned and stablysshed, that yf the sayd mareschall, oz his mynystres vnder hym, take other fees than aboue is declared, that the same mareschal and euery of his sayd mynystres shall lose theyz offices and paye treble damages to the partie greued, and that the partie greued haue his suyte before the stewarde of the sayde court foz the tyme beyng. Also it is ozdeyned and stablysshed, that no seruytour of bylles that bereth a staffe of the same courte, shall take foz euerye myle from the same courte, tyll the same place where he shal do his seruyce, no moze than .i.d. and so foz .xii. myles .xii.d. & foz to serue a Venire facias. xii. &c. oz a Distringas out of the same courte, the double. And yf any of the sayde seruitours of bylles do the contrarie, he shalbe punysshed by imprysonement, and make a fyne to the kyng after the discrecyon of the stewarde of the same court, and also be forfeuged the court, and the same stewarde shal haue power to make proclamacyon at his comynge to the sayde courte in euerye countrey from tyme to tyme of all the artycles afozesayde, and therof to make punyshement as afoze is sayde.

Fees.

Ca. xxiiii. Item where as the comens complayning, haue shewed to our soueraine lozde the kyng in the parliament, howe that in tyme of the sayd late kynge Rycharde, the .xxiii. yere of his reygne, it was commaunded throughe oute the realme, & to certeyn people of the realme charged vpō theyz liegeauns, to come the duke of Yozke, than beyng lieutenaunt of England, to go and tary with hym at the kynges wages, and nowe certeyne prozesses be made out of the eschecker against the sayd people, foz the sommes of money than taken by them foz theyz sayde trauayle and abydynge with the lieutenaunt afozesayde, to the great damage of theyz estates: It is ozdeyned & stablysshed by the kynge and the lozdes, and at the requeste of the sayde commens, that the same comens and euery of them, and euerye sheryffe of Englande than beyng, may accompte before the barons of the eschecker by theyz othe of the sayd sommes so receyued, and to be therof discharged by theyz othe, without suyng other warrant. And that they and euerye of them haue due allowaunce of that that they oz any of theym haue expended and payed foz wages in rydynge and taryenge with the sayde lieutenaunt, to the somme by them oz any of them receyued.

Accompte.

There

Here foloweth the ſtatute made at weſtmynſter in the fourth yere of kynge Henry the fourth.

TO the reuerence of god and of holye churche, and for the comen welth and profyt of all the realme of England, our ſoueraygne lorde the kyng, by the aduyſe and aſſent of the lordes ſpirituall and temporall, and at the eſpecyall inſtauns and requeſt of the commens aſſembled at the parlyament, holden at weſtmynſter the morowe after the feaſt of ſaynt Mychell, the fourth yere of his reygne, hath ordeyned and ſtablyſſhed certeyne ſtatutes and ordynaunces by the maner as foloweth.

¶ Fyrſt that holy church haue all her lyberties and fraunchyſes. And that the lordes ſpirituall and temporall, and all the cyties burghes and townes fraunchyſed haue and enioye all theyr lyberties and fraunchyſes, whyche they haue had of the graunt of the progenitours of our ſayde ſoueraygne lorde the kynge, kynges of Englande, and of the confirmacyon of the ſame our ſouerayne lorde the kynge. And that the great chartre and the chartre of the foreſt, and all the good ordynaunces and ſtatutes made in the tyme of oure ſayde ſouerayne lorde the kynge, and in the tyme of his progenitours not repealed, be fermely holden and kepte. Ca. i. Chartre.

¶ Item our ſouerayne lord the kyng hauyng in remembraunce the entier hartes, and the great naturall loue that the clergie of England hath borne to him, and alſo the great charges, whiche the ſame clergie hath had and ſuſteyned for his honour and profyte after the tyme of his coronacyō, and by ſo moche wyllyng to be gracyous lorde to them in theyr affayres, by the aſſent of the ſayde lordes, and at the eſpecyall prayer and requeſt of the ſayde cōmens, wyll & graunteth, that the ſtatutes made the .xxv. yere of kyng Edward, graūdfather to our ſouerayne lorde the kyng that nowe is, touchyng the clergie of England, be entierely holden and kept, & put in due execucīō. And more ouer the ſame our ſouerayne lorde the kyng, conſyderyng that the wordes and termes (that is to ſay) Inſidiatores viarum and depopulatores agrorum, comprized in the peticion delyuered to hym in this parlyament by the clergie of England, hath not ben cōmenly vſed in Enditementes, arrainemētes, appeales, nor in other impechementes in the tyme of his ſayd graundfather, nor in the tyme of his other noble progenitours, & wyllyng by ſo moche to auoyde ſuch nouelties for the great quyet and ſuertye of his people, by the aſſent of the lordes & commens of the ſame parliament wyll and graunteth, and hath ordeyned and ſtablyſſhed, that the ſayd wordes & termes ſhal not be from henſforth vſed nor put in enditemētes, arraynementes, appeales, nor any other impechemētes. And that by force of any ſuche worde or terme any clerke religyous or ſecular, nor none other of the kinges lyege people, ſhalbe from henſforthe arrained, appealed, impeched, nor greued before any ſeculer iudge: But our ſayd ſouerayne lord wyl wel, that his Juſtices may take and reſceyue before them enditementes, arraynementes, and appeales of felonyes, bearyng in them the effecte of the ſayd wordes and termes, yf any perſone of ſuche felonyes ſhalbe hereafter indited, arrayed, Ca. ii. Clergye. Inſidiatores viarum. Depopulatores agrorum.

ted, arrayned, or appealed, and yf per case in tyme to come any clerkes religyous or seculer, shalbe endited, arrayned, or appealed, & theyr enditementes, arrayneme̅tes, & appeales do beare the effecte of the sayd wordes, Insidiatores viarum, and depopulatores agrorum, or other wordes purportynge lyke effecte: yet neuertheles suche clerkes shall haue and enioye the priuilege of holy churche, and shalbe delyuered to the ordynaries theim demaundynge, or theyr deputies, without any empechement or delaye.

Ca.iii. ¶ Item by the same assent our sayd soueraygne lorde the kynge wyll and graunteth and hath ordeyned and stablysshed, that all the statutes ordynances and grauntes, made or graunted by his noble progenitours or predecessours kynges of England, to the clergie of England, for the conseruacyon of theyr liberties and priuileges, and for the conseruacion of the liberties and munymentes of holy churche, not reuoked, be fermely holden, obserued and kept, and put in due execucion accordynge to theyr fourme & effecte. And therbypon the archebishop of Canterburie for him selfe, and for all other bysshops of his prouynce hath promised to our sayde soueraygne lorde the kyng, that if from hensforth any clerke seculer or religyous, that is conuict of treason that toucheth not the king him selfe nor his royal maiestie, or that he be a cōmen theefe, & for suche notoryously holden and reputed, and for the same cause par case as clerke conuicte be frō hensforth delyuered to any ordynarie: that the same ordynarie shal kepe him sauely and suerly, and accordyng to the effecte of a constitucion prouinciall to be made by the sayde archebyshop and other bysshops vpon the contenue fourme & effect of the letters of Simon late archebyshop of Canterburye, bearynge date the .xii. kalendes of Marche. M.CCC.li. ordeynyng and puttynge in the same constitucyon certeyn paynes by theym to be lymit by theyr discrecyon. And that no suche clerke conuict of suche treason, or that he be a commen theefe as afore is sayde, after he be delyuered, shall make no purgacyō agaynste the purporte of the sayd constitution, whiche constitucyon shalbe shewed to our sayde soueraygne lorde the kynge before this nexte parlyament, to the entent that yf it semeth to his hyghe discrecyon, that the sayde constitucyon shal not be a conuenient remedie in this case, that than it may be treated and prouyded of other remedie by the maner as parteyneth.

Clergie

Clerke.

Constitucion

Purgacyon.

Ca.iiii. Gyftes and Grauntes. ¶ Item where as before this tyme many gyftes & graūtes haue ben made to diuers plones, aswel of the reuenues of the ryght of the crowne of England, as of wardes, mariages, landes and tenementes, and other diuers cōmodities, without good deliberacyon therof had, as the sayd cōmens haue shewed to our soueraigne lorde the kyng in the parliament: The same our soueraigne lorde the kyng, wyllyng therof to prouyde remedie, hath declared, that his intent is to refraine to make any suche gyftes or grauntes, saunge onely to suche persōnes, whiche the same deseruen, and as best shal seme to the king and his counsell. And syth it is the desyre of all the estates of the realme, that nothyng shulde be so demaunded of the same oure souerayne lorde the kyng, he wyll, that all those that make any suche demaundes of hym, contrarie to this statute, shalbe punysshed by the aduyse of him

and of

and of his counſell, and that he that maketh ſuche demaunde, ſhall neuer haue the thynge ſo demaunded.

¶Item it is ordeyned and aſſented, that euery Sheryffe ſhal abyde in ppre perſon within his baylywyke, for the tyme that he ſhalbe ſuche officer, and that he ſhall not let the ſayde baylywyke to ferme to any man for the tyme that he occupieth ſuche office, and that the ſayde Sheryffe be ſworne from tyme to tyme to do the ſame in eſpecyal, amonges other artycles compriſed in the othe of the Sheryffe. Ca. v. Sheryffe.

¶Item where as before this tyme, to auoyde the diſceyt whiche hath ben vſed in clothes ſold in Londō, vnder the name and colour of clothes made in London and the ſuburbes of the ſame, there was ordeined a ſeale of lead for to ſeale ſuche clothes made in the ſayde cytie and ſuburbes, tyll nowe of late that for the ſynguler profyte of certayn perſons, the ſame ſeale of leade hathe ben excluded, to the great damage of the people, and great ſlander to the cytie and ſuburbes: Our ſayd ſoueraigne lorde the kyng, by the aduiſe and aſſent aforeſayde, to obuent ſuche ſubtyltie and diſceyt, hath ordeyned and ſtabliſſhed, that one ſufficient man ſhalbe aſſigned by the ſame our ſoueraygne lorde the kynge to ſeale the ſayde clothes, whiche ſhalbe wrought, wouen, and fulled in the ſayd cytie & the ſuburbes of the ſame, with a ſeale of lead, as in olde tymes was vſed in the ſame cytie and ſuburbes, and that no ſuche clothe ſo wrought, wouen, and fulled, within the ſame cytie and ſuburbes, be in any wyſe ſolde or bargained, nor ſet to ſale, oneles it be ſealed with a ſeale of lead, as before is ſayd. And the ſame our ſouerayne lorde the kynge ſhall haue the forfayture of the clothes ſolde contrarie to this ſtatute, yf any be. Ca. vi. Clothes. London. Seale.

¶Item where as in the ſtatute made the fyrſte yere of kynge Rychard it was ordeyned, that where dyuers perſones dyd diſſeyſe other of their free holde, and made feffementes to dyuers people to haue mayntenaūs, aſwell as to make the diſſeyſies to be ignorāūt agaynſt whom they ought to take their wryt. That the diſſeyſies in ſuche cas myght take their wryt agaynſt them, whiche therof ſhal take the pfytes, ſo that the diſſeyſies cōmēce their ſuyte within the yere next after the diſſeyſyn, and that the ſame ordynaūce ſhuld holde place in euery other actyon or plee, where ſuch feffementes be made by fraude or colluſion, to haue their recouerey againſt ſuch feffours yf they therof take the profytes: our ſayde ſoueraigne lorde the kyng thynkynge the ſayde ſtatute to be very myſcheuous and hurtfull to his people, becauſe of the ſhortnes of the tyme, by the aſſent of the ſayde lordes and at the requeſte of the comens aforeſayde, hathe ordeyned and ſtabliſſhed, that ſuche diſſeyſies ſhal haue their actyon agaynſt the fyrſt diſſeyſour, duryng the lyfe of the ſame diſſeyſour, ſo that ſuche diſſeyſour therof take the profyttes at the tyme of the ſuyte commenced. And as to other wryttes in plee of lande, the demaundaunt ſhall cōmence his ſuyte within the yere againſt hym whyche is tenaunt of the freholde at the tyme of the action growen to hym, ſo that ſuche tenaunt therof take the profytes at the tyme of ſuch ſuyt commenced not withſtandyng the ſayde ſtatute. Ca. vii. Mayntenāce. Diſſeyſin.

Ca. viii. Foꝛcyble entree.

Item where as dayly the great men of the realme doo make foꝛcible entrees into other mennes landes, and put oute the possessours of the same, claymyng sometyme in their owne right, where their entree is not lawful, & sometyme in an others right, where they haue nothing in reuercion in right noꝛ in demeane, noꝛ there is no affynytee noꝛ cosynage betwyxt theym and those in whose ryght they haue entred, and also take theyꝛ goodes and catals in maner of roberie, so that oftentymes they be in such maner put out, and of theyꝛ goodes and catals spoyled, that they haue nought to pursue foꝛ theyꝛ ryght, and so by such foꝛcible entrees and mayntenauns the lande tenauntes and possessours be vtterly disherited and destroyed: Our sayde soueraigne loꝛde the kinge, myndyng to do euen ryght to all his liege people aswell the small as the greate, and that his lawes be duely executed, at the greuous complaynte of the sayd comens, by the aduyse and assent of all the loꝛdes aforesayd, foꝛ to punysshe and chastyce suche ryotes and foꝛcible entrees so made, and here after to be made agaynst the lawes of the lande, hath oꝛdeyned and stablisshed, that yf any man great oꝛ small, of what estate oꝛ condicyon that he be, make anye suche foꝛcible entree in his owne ryght oꝛ to his own vse, oꝛ in an others right, oꝛ to an others vse by way of main tenauns, oꝛ take oꝛ cary away any goodes after suche foꝛcyble entree from the possessour of the freehold: that yf the partye greued, oꝛ other lawful man wyll make affyauns in his name, that the entree was made in suche foꝛcyble maner, That the chauncellor of England foꝛ the tyme beyng, shal haue power by his discreycyon to graunt a specyal assyse in this case to the partie greued, of what soeuer valour ỹ tenementes be, without suyng to the kinge. And yf suche disseysoure be attaynted of suche disseysyn made in suche foꝛcyble maner, he shall haue one yeres imprysonemente, & yelde to the partye greued his double damages: And yf he be conuicte by the same assyse, that he hath taken oꝛ caryed away any goodes oꝛ catals of suche disseysyes: the Justyces of the same assyse shall haue power foꝛ to here and determyne as well foꝛ oure soueraygne loꝛde the kyng as foꝛ the partye, of the goodes and catals so caryed awaye, and to awarde to the same partye so greued his damages: And that in euerye suche especyall assyse be named one of the same Justyces of the one benche oꝛ of the other, oꝛ the chyefe baron of the eschecker, yf he be a man of the lawe. And that hereafter no wryt of Supersedeas be graunted to the contrarye of suche especyall assyses.

Maintenãce

Chancellour

Disseysyn.

Assyse.

Cap. ix. Cõmyssyons

Item bycause that manye commyssyons be made oꝛ directed to dyuers personnes of the realme, sometyme to enquyre and certyfie, sometyme to enquyre heare & determine, & sometime to seaise landes & tenementes, goodes and cattals, whyche commissyons neuer came to the handes of the sayd cõmyssyoners, wher vppon wryttes yssued out of the eschecker of oure soueraygne loꝛde the kyng, to distreyne suche commyssyoners theyꝛ executours heires and landtenantes, sometyme to yelde the estretes of the fynes, yssues and amercyamentes, which pertayneth to oure soueraigne loꝛde the kynge by cause of the sayde commyssyons, sometyme to certyfye that whyche is found beforꝛe them by enquest, and sometyme to accompte of certeyne thyn-

ges

ges conteyned in the sayd commissyons, to the great damage and inquyetacyon of many the kynges liege people: The same our soueraigne lorde the kynge, for the ease and quyetnes of his people wyllynge in this case to prouyde remedie, by the assent aforsayde wyll, and hathe ordeyned and stablished, that the chauncelor of England for the time beyng, shal vse his power as he hathe done tofore this tyme in this case. And in other cases the same chauncellor, callyng to hym suche iustices as hym shall please, or the chefe baron of the eschecker yf nede be, shall haue power by auctorytie of parliament, to prouyde remedie from tyme to tyme by theyr discreyon. Chancellour.

Item for the greate scarcytie that is at this present within the realme of Englande of halfpens and farthynges of syluer: It is ordeyned and stablysshed, that the thyrde parte of all the moneye of syluer, whiche shall be brought to the bullyon, shall be made in halfpens & farthynges, and that of this thyrde parte the one halfe be made in halfpens, and the other halfe in farthynges, and the same to do and perfourme be the coynour swore in especyall. And that no goldsmyth nor other persone what so euer he be, doo to be molten any such halfpens or farthinges, vpon peyne to pay to ỹ king the quatreble of thatthat so shalbe molten againste ỹ forme of this statute. Ca. x. Halfe pens. Farthynges. Goldsmyth

Item bycause that by weares, stakes, and kydels, beynge in the water of Thamyse and of other great ryuers through the realme, the comen passage of shyppes and botes is distourbed, and moche people perysshed, and also the yong free of fyshe destroyed and agaynst reason wasted and gyuen to fwyne to eate, against the pleasure of god, and great damage of the king and his people: The same our soueraygne lorde the kyng, myndyng to prouyde a due remedie for the sayd mysthieues, by the aduyse and assent of the lordes aforesayd, and at the prayer of the sayd comens, wyl and graunteth, that the statutes therof made be holden and kepte, & put in due execucyon: Joyned to the same, that commyssyons be made to certeyne Justyces and other in euerye countye of the realme, where shall be nedefull to enquyre of all that that is conteyned in the sayde statute, and to punysshe the offenders of the same statute by fyne accordyng to theyr discrecyō, saued always and reserued to the king our soueraygne lorde the paynes compryzed in especyal in the sayd statutes, and that the estretes of such fynes be delyuered by the sayd Justices to the sheryffes in euerye countye by indenture, & that the sayde sheryffes pay the yssues and profytes ryssyng of the sayde estretes to euery of the sayde Justices, for euery daye that he shall trauayle to exercyse the sayd commyssyon .iiii. s. and that the sayd sheryffes haue therof due allowaunce from tyme to tyme in the eschekker. Ca. xi. Weares. Stakes. Kydels. Cōmissyons. Sheryffe.

Item it is ordeyned, that the statute of appropriations of churches, and of the endowement of vycars in the same, made the .xv. yere of kynge Richard the second, be fermely holden and kept, and put in due execucion, and if any churche be appropryed by lycence of the sayd king Richard, or of our soueraigne lorde the kyng that nowe is, after the sayd .xv. yere, agaynst the fourme of the sayd statute, the same shalbe duely reformed after the effect of the same statute betwyxt this and the feast of Ester nexte commyng. And Ca. xii. Appropriatiō.

pl̄ suche reformacyon be not made within the tyme aforesayde, that the appropriacyon and lycence therof made be voyd and vtterly repealed and adnulled for euer, excepte the churche of Hadenham in the dioceys of Elye, whiche for to eschewe dyuers damages discordes & debates, that haue ben before this tyme betwyxt the byshop of Elye and the archedeacon of Elye, vppon the exercyse of theyr iurisdiccyon (as it was openly declared by the same byshop in presence of the kynge and of the lordes of the parlyament) late appropried by the lycence of the kynge our souerayngne lorde to the archedeacon and his successours, to do diuine seruices, kepe hospitalytie, and to support other charges as perteyneth. Moreouer it is ordeyned & stablysshed, that all the vicarages voyd, annexed or appropried, and the lycences therof had after the fyrst yere of the sayde kyng Rychard, howe well so euer that they whiche haue vnyed, annexed, or appropried such vicarages, be in possession of the same vicarages, or by vertue of suche lycences may in any wyse be in possessyon of the same in anye tyme to come, they shalbe vtterlye voyd reuoked, repealed, adnulled and disapproried for euer: and that from hensforthe in euerye churche so appropried, a seculer persone be ordeyned vicar perpetual, canonically institute and inducte in the same, & couenably endowed by the discrecyon of the ordinarie, to do diuine seruice, and to enfourme the peple, & to kepe hospitalite there (except the church of Hadenhā aforesayd). And that no religious be in any wyse made vicar in any church so appropried or to be appropried by no waye in tyme to come.

Vicarage.

Ca. xiii. ¶ Item it is ordeined, that the statute made the fyrst yere of king Edward graundfather to our souereigne lorde the kyng that nowe is, conteynynge that none shalbe distrayned to go out of the conties, but onely for the cause of necessytie of sodayne commynge of straunge enemyes into the realme, and the statute made the .xviii. yere of the sayde graundfather, that men of armes hoblers and archers chosen to go in the kynges seruice oute of England, shal be at the kynges wages from the day they to departe out of the counties, wher they were chosen. And also the statute made the .xx. yere of the sayde graundfather, that no man be compelled to synde men of armes hoblers nor archers, other than those whiche do hold by suche seruyce, oneles it be by the comen assent and graunt made in the parliament: shalbe fermely holden and kept in all poyntes, so that alwayes by force or colour of the sayde supplicacyon, nor of any statute theruppon to be made, the lordes nor one other that haue landes and possessyons in the countreye of wales, or in the marches therof, shal in no wyse be excused of theyr seruyce and deuoyres due of theyr sayd landes and possessions, nor of any other deuoyres or thynges wherto they or any of them be bounde to our souerayngne lorde the kyng, howe morche that the same lordes and other haue of other landes and possessiōs within the realme of England. Nor that the lordes or other, of what estate or condicyon that they be, whiche holde by Estuage or other seruice due to the kyng, any landes or possessyōs within the sayd realme, be no wyse excused to do the seruices and deuoyres due of their sayd landes or possessions: Nor that the lordes knyghtes, esquyers, nor other persons, of

Men of Armes.

Archers.

Wales.

Estuage.

what

what estate or condicion they be, which holde and haue of the graunt or cõfirmacyon of oure souerayngne lorde the kynge landes, possessions, fees, annuyties, pensyons, or other yerely profyttes, be not excused to do theyr seruice to our souerayngne lorde the kyng in suche maner as they are bounden by cause of the landes, possessyons, fees, annuyties pensyons or profytes aforsayde.

Ca.xiiii. Laborers. Carpenter. Mason. Tylar. Plaisterer.

¶Item it is ordeyned and stablysshed, that no laborer be reteyned to worke by the weeke, nor that no laborers, carpenters, masons, tylers, plasterers, dawbers, couerers of houses, nor none other laborers shall take anye hyar for the holye dayes, nor for the euens of feastes, where they do not labour but tyl the houre of noone, but only for the halfe daye, vpon the peyne that such laborer, carpenter, mason, tylar, plasterer, dawber, couerer of houses, or any other laborer that taketh contrarye to this statute, shall paye to the kynge for euery tyme that he so doeth the contrarye. xx.s.

Ca.xv. Marchantes Straungers Denisens, Money.

¶Item it is ordeyned, that all the marchauntes straungers & denyzens, which bryng marchaundyses into this realme of England, & the same doo sell within the realme, and receyue englysshe money for the same, that they shall bestowe the same money vpon other marchaundises of Englande, for to bryng the same out of the realme of England, without caryeng any gold or syluer in coyne, plate, or masse, oute of the sayde realme, vppon peyne of forfayture of the same, sauyng alwaye theyr reasonable costes.

Ca.xvi. Money. Gold. Syluer. Plate.

¶Item where as in dyuers ordynaunces and statutes made before this tyme, it was ordeyned and stablysshed, that no man, of what estate or condicyon that he be, shal bryng no money, nor do to be brought golde nor syluer in money plate nor in vessel out of the realme of England, without specyall lycence of our souerayngne lorde the kyng: and bycause the same statutes and ordynaunces be very profytable and auayable for him, and for all his realme, yf they were put in due execucyon: The same oure souerayngne lorde the kynge, by the aduyse and assente of the lordes aforesayde, and at the especyall prayer of the sayd comens, hath ordeyned and stablysshed, that the sayd ordynaunces and statutes be holden & kept, and put in due execucyon. And yf anye persone of what estate or condicyon that he be, bryngе or sende, or do to be brought or sent, gold or syluer in money, vessel, or in plate, oute of the sayde realme, without the kynges especyall lycence, excepte for his resonable expenses, as afore is sayde. And he that can espye the same, vppon a full and lawfull certifycacyon therof to be made to the barons of the escheker of our souerayngne lorde the kynge, shall haue the thyrde parte of suche thyng so espyed for his trauayle to endure to the next parliament.

Ca.xvii. Fryers.

¶Item it is ordeyned and stablysshed, that no fryer of the .iiii. orders, that is to saye, frere Mynours, Augustynes, Preachours, and Carmelytes, frõ hensforth shal take nor receyue any infaunt into theyr sayde ordre, oneles he be entred into the age of .xiiii. yeres, without the assent of his father and mother, or other his next frendes of bloode, or other his frẽdes or tutours, in whose warde or custodye suche infaunt shalbe continually conuersaunt and abydynge. And that no suche fryer of none of the sayde orders, bryngе,

embesyle,

embelyle, nor eloigne, nor do to be brought, embelyled, nor eloygned by him
selfe nor by non other, such infaunt, out of the place where he shalbe so fyrst
take or receyued, to any other place, by an hole yere nerte ensuyng such ta-
kynge or receyt into the sayde ordre. And yf any suche infaunt be so taken,
receyued, or withholden against the wyll of his sayd father and mother, or
of his other frendes or tutours aforesayd, or yf he be brought imbelyled or
eloygned from the place where he shalbe so fyrste taken or receyued, to any
other place, & the same fathers or mothers, or other his frendes or tutours
aforesayd hath made requeste to the maister prouncial, wardeyn or priour
of the same ordre, in the place where the sayd infaunt is or shalbe soo taken,
receyued, or witholden, and they wyll not make delyuerey of the same in-
faunt to his sayde father or mother, or other his frendes and tutours afore
sayde: The same father or mother, or other frendes or tutours aforesayde,
shall sue to the Chauncellor of Englande for the tyme beyng, and the same
Chancellour. Chauncellor shall haue power by auctorytie of parliament, to sende for the
mynysters or prouyncyals of the sayde foure orders, wardeyn or priour of
the place where such infaunt shall so be taken, receyued, or witholden from
tyme to tyme, and them to punyshe after the discrecyon of the sayd Chaun-
celer, and accordynge as the case requyreth in this behalfe. And to the en-
tent that this statute and ordinance shall holde place for euer: Freer John
zouche, minister of the ordre of the freers Mynours in Englande, Freer
Wyllyam Pykworth, prouyncyal of the ordre of the freers Preachours in
Englande: Freer wyllyam de welle, prouyncyall of the ordre of the freers
Augustynes in Englande. Freer Stephan of Padyngton, prouyncyall of
the ordre of the freers Carmelytes in Englande, beynge in the propre per-
sons before the kynge and the lordes spirituall and temporall, and the co-
mens of the realme in the full parlyament, leynge theyr tyght handes on
theyr brestes, made an othe and promysed in the same parliament, to holde,
kepe, obserue, and perfourme the statute and ordynauns aforesayde, for
them and theyr successours for euer.

Ca. xviii. Attourney. ITem for sondry domage & myschieues that haue come before this tyme
to dyuers people of the realme, by the great noumbre of attourneys, igno-
raunt & not lerned in the law as they were wont to be before this tyme: It
is ordeyned and stablysshed, that al the attourneys shalbe examyned by the
Justices, and by theyr discrecyons theyr names to be put in the rolle, and
they that be good and vertuous, and of good fame, shalbe receyued and
sworne, well and truely to serue in theyr offyces, and especyally that they
make no suyte in a foreyn cõtie. And the other attourneys shalbe put out
by the discrellyon of the sayde Justices, and that theyr maysters, for whom
they were attourneys, be warned to take others in theyr places, so that in
the meane tyme no domage nor preiudice come to theyr sayd maysters. And
yf any of ꝑ sayd attourneys do dye or cease, the Justices for the tyme being
by theyr discrecyon shall make an other in his place, whiche is a vertuous
man and lerned and sworne in the same maner as afore is sayd. And yf any
suche attourney be hereafter notoryously found in any defaut of recorde or

other

otherwyse, he shal forswere the court, and neuer after be receyued to make any sute in any courte of the kynge. And that this ordynaunce be holden in the eschecker after the discrecyon of the treasorer, and of the barons there.

Item it is ordeyned, that no stewarde, baylyfe, nor mynystre of lordes of fraunchyses, whyche haue retourne of wryttes, be attourney in anye plee within the fraunchyse or baylywyke, whereof he is or shalbe officer or mynistre in any tyme to come. Ca. xix. Stewarde. Attourney.

Item it is ordeyned and stablyshed, that the statute made in the fyfte yere of our souereigne lorde the king that now is, of that that the customers and controllers in euery porte of England shal abyde vppon theyr offyces in theyr proper persons, without making any deputie or lieutenaũt in their names, be fermely holden and kept in al poyntes: Joyned to the same, that they shal be sworne to do the same from tyme to tyme vpon peyne of imprisonement, and to paye to the kynge. C. li. yf they do the contrarye. Also it is accorded and assented, that the lieutenaũt of the kynges chiefe botteler, and the seruher, shal be resident in the same maner, and vpon the same peyne of C. li. the one halfe to our souerayngne lorde the kyng, and the other halfe to hym that wyll sue for the same our souerayngne lorde the kyng agaynst such customers, controllers, lieutenaunt, or sercher not resident. And that euery customer from henseforth, vpo the yelding of his accompte in the eschecker, be sworne by his othe, to answer lawfully to the same our souerayngne lorde the kynge, without fraude or male engyne, of all maner profytes and commodities for the payment of any assignement, be it by tayle or in any other maner. And that all maner marchaundyses entryng in the realme of Englande, or goynge oute of the same shalbe charged & discharged in the great portes of the see, and not in crykes and small arriuals, vppon peyne to forfayte all the marchaundyse so charged or discharged to our souerayne lorde the kyng, except bellels & marchaundyses arryuyng in suche lyttel crykes and arryuals by coheryon of tempest of the see. Cap. xx. Customers. Cõptroler. Botteler. Sercher. Othe. Marchandises.

Item it is ordeyned and stablyshed, that the sercheours in euerye porte of Englande shalbe charged & sworne, that they shall not let to fermne theyr offices of serchyng, nor occuppye the same by a deputie. And that from henseforth they take of no maysters of shippes for theyr office of serchyng no syluer nor money for theyr welcome and farewel, nor none other thyng for the same, as it hathe ben taken and leuyed before this tyme, otherwyse than shalbe ordeyned to them for theyr offyce by our souerayngne lorde the kyng, and that no sercheour be hoste to no marchaunt nor mariner. And in case that anye sercheour doth contrarye to this statute, and that duely proued, the same sercheour shalbe out of his offyce for euer, & make fyne and raunsome at the kynges wyll. Cap. xxi. Sercheours.

Item where as it was ordeyned by the statute made the. xxv. yere of king Edward, graundfather to our souerayngne lorde the kyng, that yf the kyng make collacyon or presentement to any benefice in an others right, that the tytle, whereupon he groundeth him, shuld be well examined, that it be true, and at whatsoeuer tyme before iudgement gyuen the tytle be fond by good Ca. xxii. Collation.

infoꝛmacion vntrue and vniust, the collasyō oꝛ presentement therof made, shalbe repealed and adnulled. And moꝛe ouer in a statute made afterwarde in the tyme of kynge Rychard, it was oꝛdeyned and stablysshed, that yf the kynge present to any benefyce that is full of anye incombent, that the kynges presentee shall not be resceyued by the oꝛdinarye, tyll the kynge hathe recouered his presentement by pꝛoceſſe of the lawe in his owne courte, and yf any presentee of the king be otherwyse resceyued, and the encombent out withoute due pꝛoceſſe as afoꝛe is sayde, the same encombent shall commence his suyte within a yere after the inductyon of the kynges presentee: Oure soueraygne loꝛde the kynge conſydering the great myschiefe of the encombent in this behalfe, hath oꝛdeyned and stablysshed by the assent afoꝛesayd, that yf any suche encombent be out of his benefyce without due pꝛoceſſe in the maner afoꝛesayd, that the sayd encombent so out without pꝛoceſſe maye be at large & sue foꝛ his remedie by the sayde statute, and begynne his suyt in this case at what tyme shall please hym within the yere oꝛ after at his wyll, and that aswel foꝛ the tyme past as foꝛ the tyme to come, notwithstandynge the terme so lymitte by the sayd statute.

Incombent.

Benefice

Ca. xxiii. Plee reall.

¶ Item where aswel in plee reall as in plee personal after iudgement gyuen in the courtes of our soueraigne loꝛde the kyng, the parties be made to come vpon greuous payne somtyme befoꝛe the king him selfe, somtyme befoꝛe the kinges counsell, and somtyme in the parliament, to answere therof of new, to the great impouerysshyng of the parties afoꝛesayd, and in the subuercyon of the comen lawe of the lande: It is oꝛdeyned & stablysshed, that after iudgement gyuen in the courtes of oure soueraygne loꝛde the kynge, that parties and theyꝛ heyres shalbe therof in peace tyll the iudgemente be vndone by attaynt oꝛ be errour (yf there be errour) as hath ben vsed by the lawes in the tyme of the kynges pꝛogenytours.

Iugement.

Ca. xxiiii. Aulnage.

¶ Item where as late in the tyme of kyng Rychard the seconde it was oꝛdeyned by a statute, that the aulnage of clothes throughe the realme shuld not be set to ferme, to the great damage of our soueraigne loꝛd the kyng pꝛely: It is oꝛdeyned and accoꝛded in the sayd parliament, that the sayd aulnage may be set to ferme with empꝛowement after the aduyse of the treasoꝛer of England foꝛ the tyme beyng, and of the barons of the eschecker, not withstandyng the sayd statute made to the contrarye.

Ca. xxv. Victaylers. Hostelers.

¶ Item it is oꝛdeyned and stablished, that the statute of victaylers and hostelers, and other sellers of vitayles, made the. xii. yere of the sayde kynge Rychard, be holden and kept and put in due execucyon, and yf any hosteler do to the contrarie, and that duely pꝛoued, the same hosteler shal from tyme to tyme incurre the peyne of the treble valure of the breade made by hym in his house oꝛ els where contrarie to the sayde statute, and also the same hosteler shall incurre the quatreble valure of that that he hath taken ouer an halfepeny of euerye bushell of otes aboue the comen pꝛyce in the market, and that aswell at the suyte of the kynge as of the partye.

Ca. xxvi. ¶ Item it is oꝛdeyned and stablysshed, that no Englysshman liege to oure soueraygne loꝛd the kyng, be conuicte by any walshmen within traunchyse oꝛ

or without in any countie, hundred, or court within the lande of wales, of what soeuer estate, but by englyshmen and of the next venue, and people of good fame and not procured, nor that the englysshe burgesses, whych haue marred walsh women, haue traunchyses with the englysshe burgesses. walshmen. wales.

¶ Item to eschewe many diseases and mischieues, whiche hath happened before this tyme in ỹ land at wales, by many wasters, rymours, mynstrels, and other vacabondes, It is ordeyned & stablysshed, that no waster, rimour, mynstrell, nor vacabond be in any wyse sustayned in the lande of wales, to make commocthies or gatheryng vpon the comen people there. Ca. xxbiii. wales. Rymer. Mynstrell.

¶ Item it is ordeyned and stablisshed, that no congregacyons be made nor suffred to be made by the walshmē in any place of wales, for to make or take any counsel, oneles it be for an euident and necessarie cause, and by lycence of the chiefe officers & mynystres of the same seignourie, where such thing shalbe done, and in the presence of the same officers and minystres, vppon payne of imprisonement and to make fyne & raunsome at the kynges wyll. Ca. xxbiii. Congregatiō wales.

¶ Item it is ordeyned and stablysshed, that from henceforth no man be armed nor beare defensyble armour to marchaunt townes churches nor congregacyons in the same, nor in the hyghe wayes, in affray of the peace or the kynges lyege people, vpon payne of imprisonement, and to make fyne & raunsome at the kynges wyll, except those whiche be lawfull liege people to our soueraygne lorde the kynge. Cap. xxix. Armour.

¶ Item it is ordeyned and stablisshed, that no englyshman nor walshman of what estate or condicyon that he be, send or bryng by colour of marchandise or other waye, any vitayle or armour to any parties of wales, without the specyall lycence of our soueraygne lord the kyng or of his counsell, oneles it be for stuffing or enstorynge of castels and englysh townes, vpō peyne of forfayture of the same vitayles and armour, and that in euerye parte of the marches of wales and townes of the marches, there be englysh constables for to enquyre, serche, and arrest all such vitayles and armour, and the same constables for theyr trauayle shall haue the .vi. parte of suche forfaytures so by them founde. Ca. xxxi. Vitayle. Armour. wales. Constable.

¶ Item it is ordeyned, and stablysshed, that no walshman shal haue castel, forstresse, nor house defensyue of his owne nor of other to kepe, otherwyse than was vsed in the tyme of kyng Edwarde conquerour of wales, vppon payne of forfayture of the same. Excepte bisshops and other temporall lordes for theyr owne bodies. Ca. xxxi. walsheman. Defence.

¶ Item it is ordeyned, that no walshman be made Justice, chamberlayn, chaunceler, treasorer, sherysse, steward, cōstable, of castell, receyuour, escheatour, coroner, nor chiefe forester nor other officer, nor keper of the records, nor lieutenaunt in any of the sayde offyces in no parte of wales, nor of the counsell of any englysshe lorde, not withstandynge any patent made to the contrarie with this clause (non obstante qō sit walliens natus) excepte bysshops in wales, and of those and other whome the kynge our souerayne lorde hath found his good and lawful liege people he wyl to be aduysed by his counsell. Ca. xxxii. walsheman. wales.

¶ Item

Ca.xxxiii wales.

¶Item for the more sufficient custodie of the lande of wales, and to the intent that a man may haue the better knowlege of the condicio of the people there: It is ordeyned and stablisshed, that the garnysons of the castels and walled townes there, be purueyed & stored sufficiently of valiant englisshe persons straungers to the seignyouries where the sayde castels be set, and not of any man myxte of the sayde parties or seygnyouries in wales, or the marches of the same, tyl the sayd lande of wales be otherwyse sufficied and appeased for the tyme to come.

Ca.xxxiiii walshewoms wales.

¶Item it is ordeyned and stablysshed, that no englysshman maried to any walsh woman of the auntie or alyauns of Owen ap Gleyndour, traytoure to our soueraigne lorde, or to any other walsh woman after the rebellyon of the sayd Owen, or in that tyme to come maryeth hym selfe to any walsh woman, be put in any offyce in wales or in the marches of the same.

Ca.xxxv. Shomaker. Cordwayner

¶Item where as in the statute made the .xiii. yere of king Rychard the second amonges other thinges it was ordeyned, that no shomaker, nor cordwayner, shuld vse the mystery of tanner, and that he whiche dyd contrarye, shuld forfayt all the lether so tanned, and all the bootes so wrought, & more ouer to be raunsomed at the kinges wyl. And bycause that our soueraygne lorde the kynge hath perceyued, that there is great damage and discept by-uersly by collour of the sayde statute, as by the peticyon of the comens delyuered to him in the same parlyament it maye appere: The same our soueraigne lorde the king, by the aduyse and assent of the sayd lordes, and at the prayer of the same comens, wyll and hathe ordeyned, that the shomakers and cordwayners maye tanne lether as they haue vsed in tyme passe, notwithstandynge any statute made to the contrarye, so that the lether, whiche shalbe hereafter tanned, aswell by the tanners as by the shomakers and cordwayners aforsayd, be assayed and marked with a marke of yron therto to be lymytte by the mayre or baylyffes, constable or chiefe wardens, of the towne where suche lether shalbe wrought, or by any theyr deputie, to do the same by his othe, before that suche lether be solde or set to sale, or set to any workemanshyp. And yf any lether be solde or set to sale, or set to any workemanshyp agaynst the fourme aforesayde, that than it shalbe forfayte to the kynge. And that this statute be put in assaye and holde place tyll the nexte parlyamente.

Lether.

¶Here foloweth the statute made the .b. yere of kynge Henry the fourth.

For to remedie and recouer diuers mischieues, damages, & greuaunces, shewed to our soueraigne lorde the kyng in his parliament holden at Westmynster the morowe of saynt Hillarie, the .b. yere of his reigne: The same our soueraygne lorde the kyng, by the aduyse & assent of his lordes spirituall and temporall, and at the requeste of the cōmens of his realme of England, cōmen to the sayde parliament, hath ordeyned and stablisshed dyuers statutes and ordinaūces in the fourme as foloweth.

Fyrst

Fyrste that none of the maners, landes or tenementes, wherof syr Henry Percy, or syr Thomas Percy erle of Worcestre, or other traytours, whiche were at the batayll of Shrewsbury agaynst our soueraygne lorde the king and theyr liegeauns, were seysed, or anye of theym was seysed ioyntly with other or onelye by theym selfe, of the feffement of other to an others vse, or for the great trust that people whyche theym dyd enfeffe, had to them to do and perfourme theyr wyll, & wherof they were not enfeffed to be enheryte, but to perfourme the wyll of theyr feffours in anye parcell of the same maners, landes, or tenementes, howe well that suche feffementes be made by fyne or otherwyse, without shewyng a dede prouyng the condicion, shall be in anye wyse forfayte to our soueraygne lorde the kynge. And yf any gyftes or grauntes be made by our sayde souerayne lorde the kynge of the sayde maners, landes, or tenementes, or anye parcell of the same, or otherwyse: That suche gyftes or grauntes be hollye voyde for euer and of no valour, and that our souerayne lorde the kynge haue the forfayture of the landes and tenementes of the sayde syr Henrye and syr Thomas, and of the other traytours aforesayd, whiche they or any of them were was by them selfe or seuerally enheryptable by discent or by ryghtfull purchace, or wherof other were enfeffed ioyntly with them, or other only to theyr vse by fyne or anye other maner, what soeuer it were. Capi.i. Feffement.

Item bycause that dyuers comen and notorious theues be indited of dyuers felonyes, murders, and rapes, in diuers contreyes, and vpon the same as well before the kynges Justices as before the king him selfe arrayned of the same felonyes, and for saufgarde of theyr lyues they become prouours to suche entent that in the meane tyme by brocage grauntes and gyftes to be made to dyuers persons, to pursue and haue theyr charters, and thā after theyr delyuerance they become more strong notorious theues than they were before: It is ordeyned and stablysshed, that yf any person, of what estate or condicyō that he be, man or womā, pray or pursue, or do to be prayed or pursued from henseforth for any such theefe, so attaynted by his owne confession, to haue any chartre of pardon, that the name of him or her that pursueth suche chartre, be put in the same chartre, makynge mencyon, that the same chartre is graunted at his or her instauns. And yf he to whome suche chartre is graūted, after his delyuerauns becommeth a theefe agayne, that the same person which dyd so pursue for his chartre, shal incurre the payne of. C. li. to be leuyed to the kynges vse. Capi.ii. Theues. Prouours. Chartre.

Item it is ordeyned and stablished, that the watche to be made vpon the see coste throughe the realme, shall be made by the nombre of people in the places and in maner and fourme as they were wont to be made, and that in the same case the statute of Wynchester be holden and kept, and that in the commyssions of the peace hereafter to be made, this article be put in, that the Justyces of peace haue power therof to make inquisycyon in theyr sessyons from tyme to tyme, and to punysshe them whych be founde in defaute after the tenoure of the sayde statute. Capi.iii. watche. Justices of peace,

Item it is ordeyned and stablished, that none from henseforth shal vse to Capi.iiii.

Multiplication.

multiplie gold or ſyluer, nor vſe the craft of multiplication, and yf any the ſame do, that he incurre the payne of felonie in this caſe.

Cap. v.

¶ Item bycauſe that many offenders do daylye beate, wound, impryſon & mayme dyuers of the kynges liege people, & after purpoſely cut theyr tonges, or put out theyr eies: It is ordeyned and ſtablyſhed, that in ſuche caſe the offenders that ſo cutteth tonges or put out the eies of anye of the kynges liege people, and that duely proued, and founde, that ſuche dede was done of malyce p[re]penſed, they ſhall incurre the payne of felonie.

Cuttynge of tonges.

Puttyng out of eyes.

Capi. vi.

¶ Item bycauſe that Rychard Chedder eſquyer, whiche was come to this preſent parliament with Thomas Broke knyght, one of the knightes choſen to the ſame parliament for the countie of Somerſet, and meynyall ſeruaunt with the ſayd Thomas, was horrybly beaten, wounded, blemyſhed, and maymed, by one John Sauage: It is ordeyned and ſtablyſſhed, that for ſo moche as ỹ ſame horryble dede was done within the tyme of the ſayd parliament, that proclamacion be made, where the ſame horrible dede was done, that the ſayd John appere and yeld hym in the kinges benche within a quarter of a yere after the proclamacyon made, and yf he do not, the ſame John Sauage ſhalbe attaynted of the ſayd dede, and pay to the partie greued his double damages, to be taxed by the diſcrecion of the Iudges of the ſayde benche for the tyme beynge, or by enqueſte yf nede be, and alſo he ſhal make fyne and raunſome at the kinges wyll. Moreouer it is accorded in the ſame parlyament, that lykwyſe it be done in tyme to come in caſe lyke.

Parlyament.

Capi. vii.

¶ Item it is ordeyned and ſtabliſſhed, that al the marchauntes ſtraũgers, of what eſtate or condicyon that they be, commyng, dwellyng, or repairyng within the realme of Englande, ſhalbe entreated or demeaned within the ſame realme, in the maner fourme and condicyon, as the marchauntes denyzeyns be or ſhalbe entreated or demeaned in the pties beyond the ſee, vpon payne to forfayt to the kyng all the goodes & cattals of ſuche marchaũtes ſtraũgers, and vpon payne of impryſonement of the body of ſuche marchauntes ſtraungers.

Marchaũtes ſtraungers.

Ca. viii.

¶ Item to eſchew dyuers myſchyeues, which haue ben & be cõ day to daye alwel within the cytie of Londõ as within other cyties & other places within the realme of Englande, of that that dyuers feyned ſuytes of dette hathe ben taken, alwell by people of the ſayde cyties as of other places agaynſte dyuers people ſurmiſyng them by theyr ſayd ſuyte, that they ought to haue accompted before auditours aſſigned of dyuers reſceyptes, duities, and cõtractes had betwyxte thẽ, & that they were foũde in arrerages vpõ the ſame accõpt in dyuers great ſommes, ſurmiſyng by ỹ ſame ſuytes ſomtyme theyr apprentyces, & ſomtyme other of theyr ſeruaũtes to be ỹ auditours, where there was neuer reſceipt nor duytie betwyxt ſuch pties, & where ỹ ſayd apprentyces or ſeruauntes dyd nothyng knowe of ſuch accompt, to the entent to make them, agaynſte whom ſuche ſuytes were taken, to put them in enqueſt in the ſame ſuytes, and to put them from the wagyng of their lawe in ſuche caſe. By reaſon wherof, by ſuch fauorable enqueſtes taken therupon of the neyghbours of thoſe ỹ hath taken ſuch ſuites, hath ben condempned

Dette.

Suyte.

in many

in many great summes, to the great impouerysshynge and destruccyon of them: It is ordeyned and stablysshed, that the Justices in the kynges court and other Judges, before whom suche suytes and actyons shalbe sued and taken, in all such cases in cyties and burghes, shal haue power to examyne the attourneys and other whom please them, and therupon to receyue the defendauntes to theyr lawe, or to trye the same by enquest after the discrecyon of the Justices and Judges aforesayde. Exec: port debt et ... exam: sur affirm: p ...

¶ Item for the better kepyng of golde & syluer within the realme of England, & for the encrease of the cõmodities of the sayd realme: It is ordeyned and stablysshed, that the statutes therof made at the laste parliament shalbe holden and kepte & put in due execucyon, ioyned to the same, that the customers & comptrollers of oure soueraigne lord the kynge in all the portes of England shal take sufficient suerties for all maner marchaũdises brought by the marchaũtes alyens & straungers, commyng & repayring to the sayd portes, to thentent that the money taken for the sayd marchaundyse shalbe employed vpõ the comodities of the realme: sauing their reasonable costes as in the same statute is more fully conteyned. And moreouer it is ordeyned & stablysshed, that the sayde marchauntes alyens and straungers shall sell theyr sayde marchaundyses so brought within the sayde realme, within a quarter of a yere nexte after theyr commynge into the same, & also that the money which shalbe deliuered by exchaũge in England, be employed vpon the commodities of the realme within the same realme, vpon payne of forfayture of the same money. And that no marchaunt alyen nor straunger sell no maner of marchaundise to an other marchaunt alyen or straunger, vpõ payne of forfayture of the same marchaundyse. And also it is ordeyned and stablished, that in euery cytie towne and porte of the see in England, where the sayd marchauntes alyens or straungers be or shalbe repayryng, sufficient hoostes shalbe assigned to the same marchaũtes by the mayre sheryffes or baylyffes of the sayd cities, townes, & portes of the see. And that the sayd marchauntes alyens & straungers shal dwell in none other place, but with their sayd hoostes so to be assigned, and that the same hoostes so to be assigned, shal take for their trauayle in ỹ maner as was accustomed in old tyme.

Capt. ir. Golde and syluer. Customers. Cõptrollers. Marchaũtes alyens.

¶ Item bycause that dyuers constables of castels within the realme of Englande be assygned to be Justices of the peace by commyssyon of our soueraygne lorde the kyng, and by colour of the sayde commissions they take people, to whome they beare yuell wyl, and imprysion them within the sayd castels, tyll they haue made fyne and raunsom with the sayd constables for theyr delyuerauns: It is ordeyned and stablished, that none be imprysoned by any Justice of the peace, but onely in the comen iayle, saupnge to lordes and other, (whiche haue iayles) theyr fraunchyse in this case.

Capt. r. Cõstables of castels. Imprisonment Iayles.

¶ Item it is ordeyned and stablished, that the fermours and all maner occuppours of the manours, landes, tenementes, and other possessions of alyens, shal paye and be bound to paye all maner of dismes therof due to parsons and vycars of holy churche, in whose paryshes the same maners, landes, tenementes, and possessions be so assessed and due, as the lawe of holye

Cap. rr. Dismes.

churche requyzeth, notwithstandyng that the sayd manours, landes, tenementes, oz other possessyons be sealed into the kynges handes, oz notwithstandynge any pzohibicyon made oz to be made to the contrarye.

Cap. xii. ¶Item is is ozdeyned and stablished, that whan any statute Marchaunt is certified into the chauncerie, and therupon a writ awarded to the sheryfe and retourned into the comen place, and the statute there ones shewed, that howe so euer the pzocesse after the same shewynge be discontynued, that at what tyme the partie sueth to haue the pzocesse recõtinued, and to haue execucion of the statute Marchaũt afozesayd, That the Justices of the benche where the statute was ones shewed, may vpon the same recozde make and awarde full execucion of the statute Marchaũt, without hauyng the syght oz shewyng therof an other tyme after, and that this statute holde place of all statutes marchauntes not fully executed at this tyme.

Statute Marchaunt.

Cap. xiii. ¶Item where as many vnlawfull artyficers, ymagenyng to disceyue the comen people, do dayly make lockes, rynges, beades, candelsticckes, harneys foz gyrdels, hylts, chalyces, and swerd pomels, powderbores, and couers foz cuppes, of coper and of laton, and the same ouergylteth and syluereth lyke to golde oz syluer, and the same selleth & putteth in gage to many men, not haupnge full knowlege therof foz hole golde, to the great disceyt, losse, and hynderaunce of the comen people, and the destructyon of golde & syluer: Jt is ozdeyned and stablissched, that no artificer noz other man what so euer he be, from henssozth shal gylt noz syluer any suche lockes, rynges, beades, candelsticckes, harneys foz gyrdels, chalyces, hylts noz pomels of swerdes, powderbores, noz couers foz cuppes made of coper oz laton, vpon payne to fozfayte to the kynge .C. shelynges at euerye tyme that he shalbe founde gyltie, and to make gree to the partie greued foz his damages, but that (chalyces alwayes excepted) The sayde artifycers may wozke oz do to be wzought oznamentes foz the churche of coper and laton, and the same gylte oz syluer, so that alwayes in the foote, oz in some other parte of euery suche oznament so to be made, the coper and the laton shalbe playne to the intent that a man maye se wherof the thynge is made, foz to esshewe the disceyt afoze sayde.

Gyldynge on coper and laton.

Cap. xiiii. ¶Item where as many feete of fynes of landes & tenementes within the realme of England remaynyng in the kynges treasozie, & the notes of such fynes remaynyng in the comen benche, haue ben befoze this tyme embesiled and other feete and notes of fynes falsly counterfayt and set in their places by discrey and falsyte of some, wherby many people of the realme haue ben greatly endamaged befoze this tyme, and may be disherited in the tyme to come: Jt is ozdeyned and stablysched, that all the wryttes of Couenaũt, and all other wryttes wherupon fynes shalbe leueyed in tyme to come, with the wrytte of Dedimus potestatem yf any be, with all knowledges and notes of the same, befoze that they be drawen out of the comen benche by the cyrographer, shalbe enrolled in a rolle, to be of recozde foz euer, to remain in the sauke custody of the chiefe clerke of the comẽ benche, and of his successours, foz the olde fee of .xxii.ẽ. accustomed to be payd to ỹ chiefe clerke foz the entrynge

Fynes.

Clerke.

tryng of the concorde of euery tyne, without payeng any more, to the entēt that yf the notes in the custodye of the cyrographer, or the tynes be embesiled, a man may haue recourse to the sayd rolle to haue execucyō, as he shuld haue yf the tynes were not embesyled, and that all the writtes of couenaūt, and al other writtes, wherupon tynes haue ben leueyed in tymes past, shal be also of recorde. And more ouer of all the tynes that were now late embesiled in the tresorye of our souerayne lord the kyng by persons vnknowen, yf the notes and the same writtes of Couenaunt of such tynes embesiled remayning in the custodye of the cyrographer may be found, that than to the partie shewynge parte of the tynes embesyled, suche notes and wrytes of couenauntes shall remayne of recorde as farforth as the same tynes shuld haue ben, yf no embeselyng therof had ben made. Chyrographer.

Item our soueraigne lorde the kyng of his especiall grace, by assente of all the lordes spirituall and temporall, and at the requeste of the comens in this present parlyament assembled, hath pardoned to all his liege people & subiectes of his realme of Englande, and of the countreye of wales, and of the marches of Scotlande, the suyte of the peace that to him perteyneth agaynst them and any of them, for all maner treasons, insurrectyons, rebellyons, and trespasses done and perpetrate before the .xiiii. daye of Januarie, whiche was the fyrst daye of this present parliament, excepte those that be imprisoned or in warde bycause of treason, and except murders, rapes of women, counterfeters of the kynges seale, makers of fals money, that be corporally witholden in prysons, or let at mainprysse or in bayle, and also the outlagaries, yf any of theym be pronounced by the same occasyon. And also our sayd souerayne lorde the kynge hath pardoned to all his liege people and subiectes of the realme, countrey and marches aforesayd, and to euery of them, which at this present tyme be is or adherent to his enemies and rebelles, that wyl come agayne & obey to theyr liegeauns within forty dayes nexte after the proclamacyon of this foresayd grace and pardon made, at the suyte of the peace for all maner of insurrecyons, rebellyons, felonyes, trespasses and mysprysions done and perpetrate by them or any of them before theyr yeldyng or commyng into theyr liegeauns. And also the outlagaries, yf any of them be pronounced by the occasyon therof, so that they of the countreye of wales do yeld them selfe to our souerayne lorde the kyng, or to the prynce of wales, or to the duke of Yorke, or to theyr lieutenauntes or deputies. And that they of the marches of Scotlande do yeld them selfe to our souerayne lorde the king, or to John, sonne to the sayd king, wardeyn of the said Estemarches, or to the erle of westmerland, wardeyn of the westmarches towardes Scotlande, or theyr lieutenauntes or deputies. Prouided alwayes, that wyllyam Serle, Thomas warde of Trumpyngto, which doth pretende and feyne hym to be kyng Rychard, shall not haue nor enioy any auauntage by this grace & pardon, but that they be expressely excepted out of the sayde grace and pardon. Ca. xb. Pardon.

Here foloweth the ſtatute made at Couentre in the vi. yere of kynge Henry the fourth.

Capi. i. FOr the greuous complayntes made to our ſoueraygne lord the kynge by his cõmens of this parliament, holden at Couentre, the. vi. daye of octobre, the. vi. yere of his reigne, of the horrible myſchyeues and dampnable cuſtome, whyche is introducte of newe in the courte of Rome, that no perſone abbot nor other ſhulde haue prouiſyon of anye archebyſhopryche or byſſhoprych, whyche ſhalbe voyde, tyll that he hathe compounded with the popes Chambre to paye great and exceſſyue ſommes of money, alſwell for the fyrſte fruytes of the ſame archebyſſhoprych or byſſhoprych, as for other leſſe ſeruyces in the ſame courte, and that the ſame ſommes or the greater parte therof be payed before hand, which ſommes paſſe the treble or the double at the leeſt, of that that that was accuſtomed of olde tyme to be payd to the ſayd chambre and otherwyſe, by the occaſyon of ſuche prouyſyons, wherbye a greate part of the treaſore of this realme hath ben brought and caried to the ſayd courte, and alſo ſhalbe in tyme to come, to the great impouerylſhyng of the archebyſſhops and byſſhops within the ſame realme and els where within the kynges dominions, yf cõuenient remedie be not for the ſame prouided: Oure ſayde ſoueraygne lorde the kynge, to the honour of god, alſwell to eſchewe the damage of his realme, as the peryls of theyr ſoules, whych owen to be aduaunced to anye archebyſſhoprych and byſſhoprych within the realme of Englande, and els where within the kynges domynyons oute of the ſame realme, by the aduyſe and aſſent of the great men of his realme, in the parliament hath ordeyned and ſtablyſſhed that they and euerye of them that ſhal paye to the ſayde chambre or otherwyſe for ſuche fruytes and ſeruices greater ſommes of money, than hathe ben accuſtomed to be payde in olde tyme paſſed: They and euerye of theym ſhall incurre the payne of the forfayture of as moche as they maye forfayte towardes the ſame our ſouerayngne lorde the kynge.

Prouiſion.

Fyrſt fruites

Cap. ii. ITem where as in the parlyament holden at weſtmynſter, in the fyrſte yere of the reygne of oure ſouerayngne lord the king that nowe is amonges other thinges it was ordeyned and ſtablyſſhed, that all thoſe whiche from that tyme forth ſhulde demaunde of the kynge landes, tenementes, rentes, offyces, annuytyes, or anye other profytes, ſhulde make expreſſe mencyon in theyr petteyon of the valoure of the thynge ſo to be demaunded, and alſo of that that they haue hadde of the kynges gyfte, or of any of his progenytours and predeceſſours before hym, and in caſe they made not ſuche mencyon in theyr ſayd peticyons, and that duely proued, the kynges letters patentes therof made ſhuld not be auayllable nor of no force nor effect, but holly reuoked, repealed, and adnulled for euer, in punyſhement of thoſe whych had done ſuche diſceyt to the king, as they whiche ſhal not be worthy to enioy the effecte and benefyte of the kynges letters patentes to them graũted in this behalfe: Our ſayd ſouerayngne lorde the king, by the aduyſe & aſſent aforſaid hath ordeyned and declared in the ſame parliamẽt, that the queene nor the

Petiſion.

Lettres patentes.

noꝛ the kinges ſonne, noꝛ none of them be conteyned in the ſayd ſtatute, noꝛ reſtreyned by the ſame to demaunde and reſceyue of the kynges gyfte any landes tenementes oꝛ other poſſeſſyons, but that they & euery of them haue and enioy all that that they oꝛ any of theym haue the gyfte oꝛ graunt of the kynge at this preſent, and that they and euery of them may demaunde and reſceyue of the kynges gyfte oꝛ graunt hereafter without beynge moleſted oꝛ greued by vertue of the foꝛeſayd ſtatute.

Item where as dyuers of the ſheryffes, eſchetours, aulnegours, cuſtomers, controllers, and other the kynges offycers, accomptable in manye parties of the realme, do deſtraude and diſceyue our ſayd ſouerayngne loꝛde the kynge perely in theyꝛ vnlaufull and vntrue accompte, concelynge and reſceyueth to theyꝛ owne vſe the greater parte of that that ryghtfully perteynyng due to the kynge, to his great damage and loſſe: Our ſayde ſouereigne loꝛde the kynge, by the aduyſe and aſſent afoꝛeſayde, hath oꝛdeyned and ſtablyſſhed, that mayntenaunt after euery fynall accompte gyuen and made by the offycers and cuſtomers afoꝛeſayd, befoꝛe the barons of the eſchecker, the tenour of the accompte of euery of the ſayd offycers from tyme to tyme ſhalbe ſent into the counties, where the ſame accomptauntes be officers, togythet with commiſſions directed to the moſte lawful and diſcrete perſons, foꝛ to enquyꝛe and certify the pꝛofites which the ſayd accomptaũtes haue reſceyued within the ſayd counties in his name, to the vſe of oure ſouerayngne loꝛde the king by them in the maner afoꝛeſayd vpon theiꝛ ſayd accomptes, oꝛ diſceytfully conceled and reteyned to theyꝛ pꝛopꝛe vſe and pꝛofyt. And in caſe that the ſayd accomptauntes be attaynted of theyꝛ ſayd fraudes and diſceytes, they ſhall incurre to our ſouerayngne loꝛde the kyng the payne of the treble of the ſame, wherof they ſhalbe ſo conuicte, and their bodyes to pꝛiſon, tyl they haue made fyne & raunſom to our ſaid ſouerayne loꝛde the kynge, after the diſcrecyon of his Judges.

Capi. iii.

Accompt.

Item where as in the laſt parliament holden at Weſtminſter amonges other thynges it was oꝛdeyned, that the marchauntes alyens and ſtraungers ſhulde ſell theyꝛ marchaundiſes within a quarter of a yere nexte after the commyng theroꝛ into the realme: Our ſouerayngne loꝛd the kyng ſeyng the ſayd oꝛdinauns hurtfull and miſchieuous, as wel foꝛ hym ſelfe and his realme, as foꝛ the ſayd marchauntes alyens and ſtraungers, by the aduyſe and aſſent afoꝛeſayd hath oꝛdeyned and ſtablyſhed, that the ſayd oꝛdynaũs be vtterlye voyde and adnulled foꝛ euer. And that the ſame marchauntes alyens & ſtraungers be at theyꝛ liberal diſpoſicyon to ſell theyꝛ marchaundyſes in the maner as they dyd befoꝛe the makyng of the ſayde oꝛdynauns:

Capi. iiii.

Marchantes alyens.

London.

Sauyng alwaes the fraunchyſes & lyberties of the cytie of London. And alſo pꝛouided always, that the ſayd marchaũtes alyens and ſtraungers ſhall not carye noꝛ do to be caried out of the realme any marchaũdiſes bꝛought with in the ſame realme by the marchauntes alyens and ſtraungers afoꝛeſayd.

Here folowyth the statute made in the seuenth yere of kynge Henry the fourth.

Ur soueraygne lorde the kynge at his parliament holden at Westmynster, the fyrst day of Marche, the. vii. yere of his reigne, by the adyse and assent of the lordes spirituall and temporall, and at the requeste of the comens in the same parliamente, hath ordeyned and stablysshed dyuers ordinaunces & statutes in the fourme as folowyth.

Capi. i. Fyrst that holy churche haue all her liberties and fraunchises, and that all the lordes spirituall and temporall, and all the cyties, burghes, & townes fraunchysed, haue and enioye all theyr lyberties and fraunchyses, whiche they haue of the graunt of the kynges progenitours, and of the confirmacyon and graunt of our soueraigne lorde the kyng that now is. And that the great chartre and the chartre of the forest, and all the ordynaunces and statutes made in the tyme of our soueraygne lorde the kynge, & in the tyme of his progenitours, not repealed, to be fermely holden and kept, and duely executed in al poyntes. And that the peace within the realme be holden and kept, so that all the kynges liege people and subiectes may from henssorth saufly and peacably go, come, and abyde, accordynge to the lawes and vsages of the same realme, and that good iustice and euen ryght be done to euery person, sauyng to the same our soueraygne lorde the kyng his regaly and prerogatyfe.

Chartre.

Cap. ii. Item at the requeste and of the assent of the sayd lordes and comens, in the sayd parliament, it is ordeyned and stablysshed, that the enheritaunce of the crowne and of the realmes of Englande & fraunce, and of all the other dominions pertenynge to our soueraygne lorde the kynge beyonde the see, with all the appurtenaunces, be set and remayne in the person of the same our soueraygne lorde the kyng, and in the heyres of his body begotten: and in especyall at the requeste and of the assent aforesayde, it is ordeyned and stablisshed, pronounced, decreed, & declared, that my lorde the prynce Henry eldest sonne to oure soueraigne lorde the kynge, be heyre apparaunt to the same our soueraygne lorde, to succede him in the sayd crowne, realmes, and dominions, to haue them with all the appurtenaunces after the decease of the same our soueraygne lorde the kyng, to him and his heyres of his body begotten. And yf he dye without heyre of his bodye begotten, than all the sayde crowne realmes, and dominions, with all the appurtenaunces shall remayne to the lorde Thomas, seconde sonne of our sayde soueravne lorde the kynge, and to the heyres of his body begotten. And yf he dye without yssue of his bodye, than all the sayd crowne, realmes, and dominions, with all the appurtenaunces, shall remayne to the lorde John, the thyrde sonne of our sayd soueraigne lorde the kyng, and to the heyres of his body begotten. And if he dye without heyre of his body begotten, that than al the forsayde crowne, realmes, and dominions, with all the appurtenaunces shall remayne to the lorde Humfrey, the fourth sonne of oure sayde soueraygne lorde the kynge, and to the heyres of his body begotten.

Remaynder.

Item

¶Item where as dyuers people of the realme doo lose yssues, fynes, and amercementes in the court of our soueraygne lorde the king, at the suyte of any partie, and also issues and amercementes in enquestes & turies, wherin they be empanelled betwyxt partie and partie in the sayd court, wherupon the baylyffes of the sheryffes and theyr resceyuours, and the baylyffes of fraunthyses and theyr resceyuours, whiche gather the grene war, do leuey the same yssues, fines, and amercementes by estretes sent to them and delyuered out of the place where they were forfayt, by obscure and ambyguous wordes conteynynge the somme so lost, not makynge mencyon by expresse wordes the cause of the losse, nor the daye of the terme, nor betwyxte what parties, nor the nature of the wrytte, in whiche the same yssues, fynes, and amercementes were lost, so that the sayde mynystres do leuey the somme. ii. or. iii. tymes, and somtyme the double somme conteyned in theyr estretes, to the great griefe and impouerysshyng of all the people: It is ordeyned and stablysshed, that the Justices and Judges, before whome suche yssues or amercementes be or shall be forfayt in tyme to come, shal charge the clerkes of the estretes in the places where such yssues & amercementes be or shalbe forfayt by theyr othe to be made, & that they make the tolles of the estretes of suche yssues and amercementes dissynctly by expresse worde of the cause of the losse, of the terme, of the yere, and the nature of the wryt, and betwyxt what parties suche yssues and amercementes be or shalbe lost, aswel in the kynges suyte as in the suyte of the partie, and that the statute made in the tyme of kynge Edward the thyrd, the. xlii. yere of his reigne, for gatheryng of grene war, be holden and kepte in all poyntes.

Capi. iii.
Issues.
Amercementes.
Grene ware.

¶Item bycause that whā people beyng dettours be condempned to theyr creditours by due prooces of the lawe, and cōmitted to pryson, that is to saye to the iayles of the marchalsye, kynges benche, fleete, and other prysons in dyuers cyties, burghes, and townes within the realme, The wardeyns of the iayles & prysons aforsayde, of theyr owne auctorite do let the sayd dettours to go at large at theyr wyl, & where as by a statute it was ordeyned, that if any tayler do let such prisoner to go at large by mainprise or in bayle that than the person, to whom the prisoner is cōdempned, shal haue his accyon and recouerey agaynst the sayde tayler: The same wardeyns do purchase to them selfe the kynges protectyons, wherby the sayd creditours by the same protectyons be delayed and deferred from theyr duytie and rightful recouerey aswel against the said wardeyns of the said iayles, as against sayd prisoners, to the great domage and prejudice of the comen people, and derogacyon of the comen lawe: It is ordeyned and stablisshed, that no protectyon be anayable nor allowed in suche case.

Cap. iiii.
Iaylours.
Protection.

¶Item it is ordeyned, and stablisshed, that none of the castels, manours, landes, tenementes, fees, aduowsons, nor no parcell of the same, wherof Henrye Percy, late erle of Northumberlande, and Thomas late lorde of Bardolfe, were seased or any of thē was seased ioyntly with other, or onely by theym selfe, or of anye of theym onely by hym selfe, of the feffement of other to an others vse, or for the great trust that theyr feffours had to them

Capi. v.
Feffement.

to doo or perfourme theyr wylles, and wherof they were not enfeffed to be enheryt to theyr owne vſe, but to perfourme the wylles of theyr feffours, or the wylles of the feffours of theyr feffours, how ſoeuer ſuche feffementes be made by fyne or otherwyſe, without ſhewyng any dede prouyng the condicyon, ſhall be in any wyſe ſeyſed into the handes of our ſouerayngne lorde the kyng nor forfayt to hym, and yf any gyftes or grauntes be made by our ſayd ſoueraigne lorde the kyng of the ſayde caſtels, manours, landes, tenementes, fees, or auowſons, or of any parcell therof, to ferme or otherwyſe, ſuche gyftes or grauntes ſhalbe holly voyde, and of none effecte for euer. Prouided alwayes, that our ſayd ſouerayngne lord the kyng haue the forfayture of the caſtels, manours, landes, tenementes, fees, and auowſons, of whiche the ſayd late erle of Northumberlande, or of the ſayde lord of Bardolfe, or any of them were or was by them ſelfe or ſeuerally enheritable by diſcent, or by rightful purchaſe, or of which any other were enfeffed ioyntly with them or other only to theyr vſe by fyne or in any other maner.

Capi. vi. Dyſmes.

Item it is ordeyned, and ſtabliſſhed, that no perſon religyous nor ſeculer, of what eſtate or condicyon that he be, by colour of any bulles conteynyng ſuche priuileges, to be diſcharged of dyſmes pertaynynge to paryſhe churches, prebendes, hoſpitals, or vycarages, purchaſed before the fyfte yere of kyng Rychard the ſeconde, or after, not executed, ſhall put in execucyon any ſuche bulles ſo purchaſed, or anye ſuche bulles to be purchaſed in tyme to come. And yf any ſuche religious or ſeculer perſon from henſforth by colours of ſuche bulles do trouble any perſons of holy churche, prebendaries, kepers of hoſpytals, or vycars, ſo that they can not take nor enioye the dyſmes due or pertaynynge to them of theyr ſayde benefyces, that than ſuch diſturbour ſhall incurre lyke proceſſe and payne as is ordeyned by the ſtatute made againſt them of the ordre of Ciſteaux, in the ſecond yere of the reigne of our ſayd ſoueraigne lorde the kyng.

Capi. vii. Arrowe heedes.

Item where as many arowſmithes do make many fautie heddes for arrowes and quarels, not well nor lawfully nor defenſybly, to the great iopardye and diſceyt of the people and of the hole realme: It is ordeyned and ſtabliſhed, that al the heddes for arowes and quarels after this tyme to be made, ſhalbe well boyled or braſed and hardened at the poyntes of ſteele, and yf anye of the ſayde ſmythes do make the contrarye, they ſhall forfayte all ſuche heddes and quarels to the kynge, and ſhalbe alſo impryſoned and make a fyne at the kynges wyll, and that euerye arowhed and quarell be marked with the marke of hym that made the ſame. And the Juſtyces of peace in euerye countie of Englande, and alſo the mayre and cheryffes, and baylyffes of cyties and burghes within the ſame cyties and burghes ſhall haue power to enquyre of all ſuche diſceytful makers of heddes & quarels, and to punyſhe them as afore is ſayd.

Juſtices of peace.

Cap. viii. Prouiſions.

Item to eſchewe many diſſencyons diſcordes and debates, and dyuers other myſchieues lykely to ryſe and growe by the cauſe of many prouiſyõs made & to be made by the pope, and alſo by the cauſe of the lycences graunted vpon the ſame by the king our ſoueraigne lord: It is ordeyned and ſtabliſſhed,

dlished, that no licence or pdon so graunted before this tyme nor to be graū ted in tyme to come, shal not be auaylable to any benefyce full of any encō bent at the daye of the date of suche lycence or pardon graunted.

¶ Item where as at the greuous cōplaynte made by the comens it is shewed, how that in olde tyme it shas vsed and accustomed, that aswel ꝑ clothmakers & clothsellers, of what so euer place of the realme they were, repayrynge and hauyng recourse to the cytie of London, as other marchauntes with dyuers marchaūdyses, as wyne, yron, oyle, and ware, and other thynges perteynyng to marchaundyse, exercysyng, repayryng, and hauynge recourse to the sayde cytie, hath bought and solde in gros, aswell with alyens as with denyzyns, of the clothes and other marchaūdyses afforsayd, at their wyl and pleasure, payeng in this behalfe onely the customes and other denoyrs therof reasonably due, and neuer in all the sayde tyme were disturbed, or in any maner let, to sell or bye in gros with marchauntes alyens or denyzyns of such clothes and marchaūdyses at theyr wyl and pleasure, but onely to retayle, & nowe late aswell the same clothmakers as other the marchauntes aforsayde, by the mayre, sheryffes, aldermen, drapers, & marchaūtes of Londō be dayly disturbed and let to sell and bye in the maner afore sayd, aswell in gros as in retayle, and greuously and contynually constreyned to sell theyr sayd clothes and marchaundyses onely to the marchaūtes & inhabitaūtes of the sayd cytie, to the synguler profyte & auauntage of the of London, and aswell of the damage and losse of the lordes spirituall and temporal, and the comens of the realme, as of the sayd clothmakers & marchauntes so greued, and an euident ensample and occasyon to suche clothmakers and marchauntes so greued, to withdrawe them selfe from the said cytie fromhensforth, if remedie be not rather prouided in this behalfe: It is ordeyned and stablished, that aswel the clothmakers and clothsellers as other marchauntes, with theyr sondry marchaūdyses, as of wyne, yron, oyle, and ware, and other thynges perteynynge to marchaundyse, shalbe free to sell in gros theyr clothes, yron, oyle, and ware, and other theyr marchaundises, aswell to all the kynges liege people, as to the cytezyns of London, notwithstandyng any fraunchyse or lybertie graūted to the contrarie.

Cap. ix.

London.

Marchātes.

Clothes makers.

Clothes sellers.

¶ Item where as in dyuers parlyamentes of kynge Edwarde the thyrde, graunde father of our soueraygne lorde the kynge that nowe is, it was ordeyned, that the cloth of raye shulde be in length. xxviii. yardes, and in bred vi. quarters, and the hole coloured clothe in length. xxvi. yardes measured by the creast, and in bred. vi. quarters and a halfe, to the intent that the one hole clothe & the other watered and rowed shuld be in length. xxiiii. yardes, and now the makers of the sayd clothes do make them subtylly, so that the cloth vnneth contayneth. xxi. or. xxii. yardes, & of lesse bred by moche than it shulde be, in discreyt and great damage of the comen people of the realme: It is ordeyned and stablished, that the hole coloured cloth shal conteyne in lengthe. xxviii. yardes, and the cloth of raye almoche measured without deforlynge the clothes, and in bred as before is ordeyned by the statute. And yf the clothe makers from henssorthe make theyr clothes of lesse lengthe or bred,

Capi. x.

Clothes of Raye.

Clothemakers.

Aulnagour. brede, that than the same makers shal forfayt the clothes, whiche by thaulnegour shalbe founde of lesse lengthe or brede. And ꝑ thaulnegour take the same and delyuer them to the wardrobe, to the vse of our soueraygne lorde the kynge.

Capi. xi. Commission. ¶ Item where as many of the kynges liege people be assygned by his cõmyssyons, to do and perfourme the contenue of the same, some to here and determyne, some to enquyre and certyfie, and otherwyse, wherby the same commyssioners be greuously distreyned by proceste out of the eschecker, by reason of the sayde commissions, and by that occasion do lose great yssues, where the sayd commissioners were neuer knowyng of suche commissions, nor the same commissions neuer came to theyr handes, to the great damage and disease of many of the kinges subiectes: It is ordeyned and stablished, that the barõs of the eschecker shal haue power to receyue the othe of such commyssyoners of theyr excuse and discharge of the receyte or occupacyon of the sayde commyssyons, and also that the same barons and the Justices of the one benche and the other, shall haue power by wyrt of Dedimus potestatem, to receyue such othes in the countrey, and that the same Justices shall therof certifye the sayde barons in the eschecker from tyme to tyme, & that vpon the same the sayd barons shal discharge the said commissioners, and in lykewyse it shalbe done for the heyres executours or land tenauntes of the same commissyoners. Prouyded always that such othes be not taken but in the case of commissyons of oyer and determyner, and of enquyry and certyfyeng onely.

Othe.

Commissyoners.

Capi. xii. ¶ Item it is ordeyned and stablysshed, that none of the manours, landes, or tenementes, wherof Johñ erle of Salesbury, whiche was beheded at Cyrcestre, or syr Thomas Blount, and all other, which were taken at Cyrcestre & brought to Oxenford, or other that were iudged traytours in any other place within the realme of Englande, after the commyng of our sayd soueraygne lorde the kyng into the sayd realme, were seysed or any of them was seysed iointly with other, or onely by thẽ selfe of the feffement of other, to an others vse, or for the great cõfydence that theyr feffours had in them, to do and perfourme theyr wyl, and wherof they were not enfeffed to be enheryte, but to perfourme the wyl of theyr seffours, nor no part of the same manours, lãdes, or tenemẽtes, howsoeuer such feffementes be made by fyne or otherwyse, without the kynge a dede prouynge the condycyon shalbe in any wyse forfayt to our sayd soueraigne lorde the kynge, and yf any gyftes or grauntes be made by our sayde soueraygne lorde the kynge of the sayde manours, lãdes, or tenemẽtes, or of any parcel therof, to ferme or otherwise such gyftes or grauntes shalbe vtterly voyd for euer & of none effect. Prouided always, that our soueraygne lorde the kynge haue the forfayture of the manours, landes and tenementes, wherof the sayde late erle of Salesbury, or the sayd syr Thomas, and the other aforesayd, or any of them, were or was by them selfe or seuerally enheritable by discent or by rygthful purchas, or wherof other were enfeffed ioyntly with thẽ, or other onely to theyr vse by fyne or in other maner.

Feffement.

¶ Item

¶Item where as many of the kinges liege people be outlawed, and many wayued by erronyous proceſſe, and be ſo impotent in theyr bodyes by dyuers maladyes & infirmyties, that they maye not come in theyr propre perſones before the king in his benche, there to make their ſuyt to reuerſe ſuch erronious proceſſe: It is ordeyned and ſtabliſhed, that euery Juſtice of the one benche and of the other, and alſo the chiefe baron of the eſchecker, ſhall haue power to examine the ſame perſons, hauing ſuch maladies and diſeaſes openly knowen, and therupon may the ſame iuſtices and the baron and euerye of them by theyr diſcrecyon, record theyr attourney in this caſe. Pro uided alwayes that in the wryt of Capias ad ſatiſfaciendum, the comen law ſhall holde place. Capi. xiii. Proceſſe erronious. Attourney. Capias ad ſatiſfac.

¶Item where as it is ordeyned by the ſtatute made the fyrſte yere of the reigne of our ſoueraigne lorde the kyng that nowe is, that no archebiſhop, abbot, nor priour, nor none other mā of holy churche, nor temporall perſon, of what eſtate or condicyō that he be, within the realme of Englande, gyue no lyuereys of cloth to any, but only to his meynyals and officers, and to thoſe that be of theyr counſell aſwell ſpirituall as temporall, lerned of the one lawe or the other, vpon payne to make fyne and raunſom at the kinges wyll: It is ordeyned and ſtablyſhed, that aſwell that ſtatute, as the ſtatute of lyuerey of hattes, made in the tyme of kynge Rychard the ſecond, be holden and fermely kepte, and put in due execucyon, ioyned to the ſame, that yf any knyght, or any other perſon of leſſe eſtate, do gyue any ſuch lyuerey of clothe or of hattes, agaynſte the fourme of the ſayd ſtatutes, that he ſhal incurre the payn of. C.s. for euery ſuche lyuerey of cloth or of hattes, to be payde to the kynge as often as he ſhall do contrarie to this ſtatute or ordynauns, and that he, which reſceyueth any ſuch lyuerey of cloth or of hattes, ſhall lykewyſe incurre the payne of. xl. s. to be payd to the kyng as afore is ſayd, and he that wyl ſue in this caſe, ſhal haue the one halfe of ſuch paynes for his labour. And that ỹ ſame paynes be in no wyſe pardoned. Moreouer it is ordeyned, that no congregacyons nor cōpany be made of ſuch lyuerey of cloth nor of hattes at the propre coſtes of the congregacyon or company, vpon payne of euery man of the ſame congregacyon or company, that doth contrarie to this ordinauns or ſtatute, to pay to the kyng. xl. s. The gyldes and fraternyties, and alſo the people of myſteries of cyties and burghes within the realme, that be founded or ordeyned to a good intent or purpoſe onely except. And the Juſtices aſſigned to take aſſyſes ſhall haue power to enquyre from tyme to tyme in theyr ſeſſyons of the maters aforeſayde, and the ſame to certifye in the kynges benche. Prouyded alwayes ỹ in the tyme of warre it ſhalbe laufull to lordes, knyghtes, & eſquyers, which trauayle in ſuch warre, to gyue theyr lyuereye of clothyng or of hattes, ſuche and in ſuche wyſe, as beſt to them ſhall ſeme for the tyme of ſuche warre, without beynge anye wyſe vexed or inquyeted in this behalfe by force or vertue of this ſtatute. Ca. xiiii. Lyuerey of Cloth, and of hattes.

¶Item our ſoueraygne lorde the kynge at the greuous complaynt of his comens of the vndue electyon of the knyghtes of the counties for the parliament, Ca. xv.

lyament, which be sointyne made of affectyon of sheryffes and other wyse, agaynste the fourme of the wryttes directed to the sheryffes, to the greate slaunder of the counties, and hynderauns of the busynes of the compnaltie in the sayd countie: Our soueraygne lorde the king, wyllyng therin to pro-

Parliament. uyde remedye, by the assent of the lordes spirituall and temporall, and the cōmens in this presente parliament assembled hath ordeyned & stablissched, that from henseforthe the electyons of suche knyghtes shalbe made in the fourme as soloweth (that is to saye) at the nexte countie to be holden after the delyuerey of the wryt of the parlyament, proclamacyon shalbe made in the full countie of the day and the place of the parlyament, and that al they

Election of knyghtes for the shyre. that be there present, aswell suitours duely sommoned for the same cause, as other, shall attende to the election of theyr knyghtes for the parlyamente, and than in the full countie they shall procede to the electyon freely and indifferently, not withstandynge any prayer or commaundement to the contrarie. And after that they be chosen, the names of the persons so chosen (be they presente or absent) shalbe wrytten in an indenture vnder the seales of al them that dyd chose them, and tacked to the sayd wryt of the parliament, whiche indenture so sealed & tacked shalbe holden for the sheryffes returne of the sayde wryt, touchyng the knyghtes of the shyres. And in the wryttes of the parliament to be made hereafter, this clause shalbe put: Et electionē tuā in pleno comitatu tuo factam, distincte et aperte sub sigillo tuo et sigillis eorum qui electioni illi interfuerint, nos in Cancellaria nostra ad diem et locum in breui content certifices indilate.

Cap. xvi. ¶ Item where as late vpon a suggestion made to our soueraigne lord the kyng in this parliament holden at westmynster, in the vtas of saint Hillarii, the fourth yere of his reigne, by the comens than beyng in the sayd parlyament, that where as diuers persons, which had in cōsyderacyon of theyr good seruice, as well of the graunt of our soueraigne lorde the kynge that nowe is, as of the grauntes of kynge Edward, graundfather of our sayde soueraigne lord the kyng, & of kyng Rychard his last predecessour, certeyn

Annuitie. annuities to be taken for terme of theyr lyues, of the yssues & reuenues of diuers counties of England, by the handes of the sheryffes of the sayd cōtties for the tyme being, and that other persons of a later tyme, by vertue of letters patentes to them graūted by some of the sayd kynges, of certeyn sūmes to be taken of the yssues of the sayde counties for terme of lyfe or in other maner in surchargyng of the sayd counties, by fauour or pardon hath ben payd, the fyrste graūtees set aparte, or many of them not payd, to theyr great wrong, and agaynst ryght and reason, and lykely to the disherison of the sayd fyrst graūtees: It is ordeyned & stablysched, that they, which haue letters patentes effectuall and of force, beynge of thelder date, shalbe fyrste payd, accordyng to the effecte of the same, and of the sufficient graūtes ther vpon made. Sauyng to our soueraygne lorde the kynge the profres made or to be made in his eschecker, and sauyng that that is graūted to ꝑ queene and the kinges sonne. And if any sheriffe, customer, or any other pay to any hauyng letters patentes of a later date, and leue any other hauyng letters

patentes

patentes of an elder date vnpayd, except those whiche before be excepted, that he whiche so doeth, be not excused nor discharged agaynste theym that haue theyr letters patentes of the elder date, nor discharged oute of the eschecker, tyll he hath made gree to the partie accordyng to lawe and reason, and damages after the discrecyon of the barons of the eschecker.

¶ Item it is ordeyned and stablysshed, that the good statutes made in the tyme of kyng Edward, graundfather of our soueraygne lord the king that now is, the .xxv. yere of his reigne, & the statutes made at Cant in the tyme of kynge Rychard late kynge of Englande, the .xii. yere of his reigne, touchyng labourers, artificers, and other seruauntes of husbondrye, shalbe holden and kepte in all poyntes, and put in due execution, and where as in the statutes made at Cantorb. amõges other articles it is conteyned, that he or she that vseth to labour at the plough or carte, or other labour or seruyce of husbandrye, tyll he be of the age of .xii. yeres, that from the same tyme forth he shall abyde at the same laboure, without beynge put to anye mysterye or handycrafte, and yf anye couenaunte or bonde be made from that tyme forth to the contrarie, yt shalbe holden for none. Notwithstandyng whyche article, and the good statutes afore made through al parties of the realme, the infauntes borne within the townes and seigniouries of vpland, whose fathers and mothers haue no lande nor rent, nor other lyuynge, but onely theyr seruyce or mystery, be put be theyr sayde fathers and mothers & other theyr frendes to serue and bounde apprentyces to dyuers craftes within the cyties and burghes of the realme, somtyme at the age of .xii. yeres, somtyme within the sayd age, and that for the pryde of clothing and other yuel customes that seruauntes do vse in the same, so that there is so great skarcytie of labourers and other seruauntes of husbondrye, that the gentylmen and other people of the realme be greatly impouerysshed for the cause afore sayde: Our soueraigne lorde the kyng consyderyng the sayd mischief, and wyllynge therupon to prouyde remedie, by the aduyse and assent of the lordes spirituall and temporall, and at the requeste of the sayde comens, hath ordeyned and stablisshed, that no man nor woman, of what estate or condicyon they be, shal put theyr sonne or doughter, of what soeuer age he or she be, to serue as apprentyce, to no crafte nor other labour within any cytie or burghe in the realme, excepte he haue lande or rent to the value of .xx. s. by the yere at ỹ lest, but they shal be put to other labours, as their estates doth requyre, vppon payne of one yeres imprisonemente, and to make fyne and raunsome at the kynges wyll. And yf any couenaunt be made of any suche enfaunt, of what estate that he be, to the cõtrarie, it shalbe holden for none. Prouided always that euerye man or woman, of what estate or condicyon that he be, shalbe free to set theyr sonne or doughter to take lernyng at any maner schole that pleaseth them within the realme, & that from henceforth euery person that wyl make his sonne or doughter apprentice to any crafte within cytie or burghe, that he bryng to the mayre or baylyffes of the sayde cytie or burghe a bylle sealed vnder the seales of two Justyces of peace of the countie, where suche enfaunte is borne, Testifyenge the valour of the

Cap. xvii

Labourers.

Husbandry.

Apprentice.

Justice of peace.

landes

landes or rentes of his sayd father and mother, as afore is sayde. And that no man nor woman receyue any apprentyce contrarye to this ordynaunce, vpon payne to paye to the kinge. C. shellynges, aswel at the kynges suyte as of euery person that wyll complayne, aswell before the Justices of peace as in any other court of the kyng. And he that wyll sue in this behalfe shall haue the one halfe for his labour, and the kynge the other halfe. And that in euery leete be it in the kynges hand, or of any other the kinges liege mã, ones in the yere all the laborers and artificers dwellynge in the same leete shalbe sworne, to serue & take for theyr seruice after the fourme of the sayde statutes. And yf they refuse that to do, they shalbe put in the stockes within the towne where they be taken by thre dayes without bayle or mayneris, tyll they wyll make gree, and from thens they shalbe sent to the nerte tayle. And that euerye towne or seigniourie that fayleth of theyr stockes, so that they be not made before the feast of Ester nexte commynge, shall incurre agaynste the kynge the payne of. C. s. to be leueyed and payde in ayde of the quynsyme to be graunted hereafter.

Stockes.

Ca. xviii. Item it is ordeyned and stablished, that none of the lordes spirituall nor temporall, knyghtes nor esquyers of the realme, nor none other persone, of what estate or condicyon that he be, shall not be in anye wyse greued, molested, inquyeted, nor endamaged, for any of them, or for theyr iourneyeng or pursuyte made with the kyng at his commaundemente, for to chastyce and punyshe the riottes and insurrectyons, which hathe ben diuersely made at sondry seasons within the realme, after the cõmyng of our sayd soueraigne lorde the kynge into the same realme, but that they and euerye of theym be therof vtterly quyte, released, pardoned, and discharged for euer.

Pardon.

The statute made at Glouestre, in the. xi. yere of kynge Henry the fourth.

BEcause that dyuers cõplayntes haue ben made to our soueraygne lorde the kyng by the comens of this realme, in the parlyament holden at Glouestre, the. xx. daye of Octobre, the. xi. yere of the reygne of our soueravne lord kyng Henry the fourthe after the conqueste, The same oure soueraygne lorde the kyng wyllynge to remedy the sayde complayntes, by the aduyse and assent of the lordes spirituall and temporal, and at the instauns and requeste of the sayde cõmens, hath done to be ordeyned and stablysshed dyuers statutes and ordinaunces in the fourme as foloweth.

Capi. i. Fyrst that holy churth haue all her lybertyes and fraunchyses, and that all the lordes spirituall and temporall, and other the kynges liege people, hauyng lybertes and fraunchyses, and all cyties and burges of the realme, haue and enioye all theyr lyberties and fraunchyses, whyche they haue of the grauntes of the progenitours of our soueraygne lorde the kyng, and of his owne graunt or confirmacyon, excepte the fraunchyse now late graunted to the scholers of the vniuersitie of Oxenford, and that the great chartre and the chartre of the forest, & all other good statutes made before this

tyme

tyme and not repealed ſhall ſtand in theyr force.

¶ Item it is ordeyned and ſtabliſſhed, that no cloth called Kendall, wherof the doſeyn paſſeth not. vi.s. viii.d. ſhall not be ſealed with none of the kynges ſeales, nor aulnage great nor lytell be payd for the ſame. And that the owners of ſuch clothes may freely ſell the ſame clothes not ſealed without forfaytynge any thynge to the kynge for the ſame, notwithſtandynge any ſtatute or ordynauns made to the contrarie. Capi. ii. Kendall. Clothe. Seale. Aulnage.

¶ Item towchynge felonies and roberies done within any ſeigniourie of ſowthwales it is ordeyned and ſtabliſſhed, that the people of the countrey, where ſuche felons be borne, reſceyued, or dwellynge, ſhall take the ſame felons and bryng them to the iaple of the ſame countrey, where they ſhalbe taken, or els they ſhalbe charged and make ſatiſfacyon of the felonyes and roberies aforeſayde to the parties, and that by the ordynauns and awarde of the lorde of the ſame ſeygnyourie. Capi. iii. Southwales Felonies.

¶ Item it is ordeyned and ſtablyſſhed, that no theef nor felon in wales open lyknowen, be not ſuffred to dyſclayme out of the ſeygnyourye where the felonie was done, and that ſuche maner of diſclaymyng be vtterly eſchewed and put out. And that aſwell the ſayd theues openly knowen as other theues, be put to anſwer as pryuey to the enditementes or acculementes in the ſame ſeygny ourtes where the theues be taken, without beynge delyuered by diſclaymynge, or by letters of marque in any maner. Capi. iiii. Felons. wales. Diſclayme.

¶ Item where as dyuers people doeth oftentymes ſue aſſyſes of Nouell diſſeyſen or other writtes of plee of lande at the comen lawe, the landes tenementes and rentes beynge within fraunchyſed townes of auncyen demeane agaynſt certeyne perſons, and doth to be named alſo in al theyr ſayd aſſyſes & writtes, the mayre & bailiffes and compnaltye of the fraunchyſes, and the lordes and baylyffes within auncien demeane aforeſayd, wheras of trouthe they be not diſſeyſours nor tenaũtes of the ſayd landes tenemẽtes or rentes ſo beyng in plee, but named by coluſyon and fraude, to boyd and exclude the ſayd mayres, baylyffes. and compnaltie, and the ſayde lordes & baylyffes of auncyen demeane of theyr fraunchiſes and liberties, conyſaũs and iuriſdictyon of theyr court before them. It is ordeyned and ſtabliſſhed that in ſuch aſſyſes and writtes purchaſed or ſued from henſforth or at this preſent hãgyng betwyxt any parties before any ſuche Juſtices at the comẽ lawe in whiche ſuche mayre, baylyffes, and compnaltie, or lordes or baylyffes of auncyen demeane be named, That ſuche Juſtices ſhal fyrſt enquyre by the ſayd aſſyſe in the countrey, whether the ſayde mayre, baylyffes, and compnaltie, or lordes or baylyffes of auncyen demeane (if they that requyre before ſuche Juſtices) be diſſeiſours or tenauntes in ſuch caſe, or be named by coluſyon and fraude, as afore is ſayde. And if it be founde that they be not diſſeyſours nor tenauntes of the ſayd landes, tenemẽtes, or rentes, but acquyte before the ſame Juſtices, and founde that they be named by coluſyon and fraude in the fourme aforeſayd, that in ſuch caſe the Juſtices ſhal do the ſayd writtes of aſſyſes, or other writtes purchaſed in the fourme aforeſayd, to be abated and adnulled, and that the ſayd plantyffe or plaintyf- Capi. v. Aſſyſe de Nouell diſſeyſen. Coluſyõ and Fraude.

kes be in the greuous mercy of the kyng, notwithstandyng that other tenaũtes or dilleylours be named or found in suche allyses or writtes.

Capi. vi. Clothes of Raye.

¶ Item where as in the statute made at westmynster the seuenth yere of ỹ reigne of our sayd soueraigne lorde the kyng it was ordeyned and stablysshed, that the clothes of Raye shuld conteyne in lengthe .xxviii. yardes measured by the lyst, and in breade .vi. quarters. And if the makers of the sayd clothes from that tyme forthe sholde make theyr clothes of lesse lengthe or breade, they shuld forfait theyr clothes which shuld be found by the aulnegour of lesse lengthe or breade, as in the sayde statute is more fully conteyned. Our sayde soueraigne lorde the kyng consyderyng the sayde statute in this behalfe very greuous and preiudicyall, by the aduyse and assent of the sayde lordes, and at the requeste of the sayd comens hath ordeyned and stablysshed, that the makers of the sayde clothes of Raye, and the sellars of the same, shalbe as free in the makynge and sellynge of the same as they were before the sayde parlyament holden at westmynster. And that the sayd statute made in the sayde parliament, touchynge this mater, be holly adnulled and repealed, and of no force nor valour. And moreouer our sayd soueraigne lorde the kynge of his especyall grace hath pardoned to the makers of the sayd Raye clothes, & the sellers of the same, the forfayture & all that that to him pteyneth, or in any maner may perteyn by occasyon therof

Cap. vii. Forcys. x. and xb. tare.

¶ Item it is ordeyned and stablisshed, that all maner forcyns, haynge landes or tenementes, goodes and catals, within any townes at the daye of the graunt of any dysme or quynzyme, or of any other tare, althoughe they lead away theyr bestes, or cary awaye theyr goodes & catals out of the same towne after the day of the sayd graunt, that the same forcyns & euery of them, shalbe cõtributorie with the inhabitaũtes of such townes to euery such dysme .x. b. or tare. And ỹ the collectours of the same dysme quynzyme or tare for ỹ tyme beyng, within such townes, shal haue power by auctorite of theyr office, to tare & assesse such forcyns accordyng to ỹ quãtite of theyr goodes, catals, and possessions beyng in the sayde townes at the day of the graunt of the sayde dysmes, quynzyme, or tare, and for the same summes, where to they be assessed or tared, to dystreyn in euery place within the coũtie, aswell before that our sayd soueraigne lorde the kynge be answered of the hole summes that attayneth to the sayd townes as after, prouyded alwayes that no man nor woman be .ii. tymes charged for any suche beastes, goodes, nor catals in any wyse by occasyon therof.

Cap. viii. Money.

¶ Item our sayd soueraigne lorde the kyng consyderyng howthat the money of his realme of Englande is in dyuers wayes conueyed out of the same realme to the court of Rome in exchaunge by prouysours for prouisiõs purchased of the pope, and translacyons of archebisshoprykes and bysshoprykes, to the great impouerisshynge of the same realme, hath ordeyned and stablysshed by the assent aforsayd, that al the statutes & ordynaunces made

Prouisours. agaynst prouysours translacyons of archebisshoprykes and bisshoprykes, theyr executours, procuratours, notaries, fawtours, mayntenets and receyuers, aswell in the tymes of kyng Edward the thyrd and kyng Rychard

the

the ſecond, as in the tyme of our ſayd ſoueraigne lo3de the kyng that no we is, with all the payns and addycyons to the ſame, ſhalbe from henſfo3th fermely holden and kept in all poyntes, the moderacyon of the ſayd ſtatutes made befo3e this tyme to our ſayd ſoueraigne lo3de the kyng not with ſtandyng. And that from henſfo3th all the electyons of all archebiſſhop3y-kes, biſſhop3ykes, abbeys, p3yo3ies, deanties, and other dignyties, o3 any other electyons be free without beyng in any wyſe interupted by the ſayde pope, o3 by commaundement of our ſayde ſoueraigne lo3de the kynge. ¶ Pro3ouyded alwayes that our ſayd ſoueraigne lo3de the kyng haue as freely his liberties and p3erogatyues as any of his noble p3ogenytours hath had befo3e this tyme, and as he him ſelfe had at the tyme of the makyng of this ſtatute. And alſo the ſame our ſoueraigne lo3de the kynge hathe pardoned al them that haue purchaſed p3ouyſions o3 tranſlacyons of archebiſſhop3ykes o3 biſſhop3ykes, purchaſed and executed and not executed befo3e this fyfth daye of decembre, & all they3 p3ocuratours, notaries, fawtours and executours, al maner of treſpaſſes, contemptes, fo3faytures and miſp3iſions, done by them o3 any of them concernyng the ſayde purchaſes, ſo that they may put they3 grace in execucyon aſwell by them ſelfe as by they3 p3ocuratours, notaries, and executours afo3ſayd.

¶ Here begynneth the ſtatute made at weſtmynſter, the xi. yere of kyng Henry the fourth.

BY the aduyſe & aſſent of the lo3des ſpiritual and temporal, & at the great inſtauns and p3ayer of the comens, beyng in in the parliament holden at weſtmynſter, in the .xb. of sayne hillarie, the xi. yere of the reigne of kyng Henry the fourth. The ſame our ſoueraigne lo3de the kynge hath o3deyned dyuers ſtatutes & o3dynaūces in the fourme as foloweth.

¶ Fyrſt where as in the parliament holden at weſtmynſter, the .vii. yere of the reigne of our ſayde ſoueraigne lo3de the kyng, there was o3deyned and ſtablyſſhed by a ſtatute fo3 the conſeruacyon of the liberties and fraunchyſes of the electyon of the knyghtes of the ſhyres bled th3ough the realme a certein fourme and maner of the electyon of ſuche knyghtes, as in the ſayd ſtatute mo3e fully is conteyned and fo3 aſmoche as in the ſame ſtatute no payne is ſet in eſpeyall vpon the ſheryffes of the counties, if they make any retourneys to the contrarie of the ſame ſtatute. It is o3deyned and ſtabliſſhed, that the Juſtices aſſigned to take aſſyſes, ſhall haue power to enquyre in they3 ſeſſyons of aſſyſes, of ſuche returnes made, and if it be found by enqueſte and due exampnacyon befo3e the ſame Juſtices, that any ſuche ſheryffe hath made o3 herafter ſhal make any returne cōtrarie to the tenour of the ſayd ſtatute, þ than the ſame ſheryffe ſhall incurre the payne of .C.li. to be payd to our ſoueraigne lo3de the kyng, and mo3ouer that the knyghtes of the counties ſo vnduely returned, ſhal loſe they3 wages of the parliament of old tyme accuſtomed. Capi.i. Knyghtes of the ſhyre. Shyreffe.

¶ Item it is o3deyned & ſtabliſſhed, that no man, whiche holdeth a comen Capi.ii.

Hostelers.

hostrye in any cytie or burghe of England, shalbe customer, cõtroller, vyewer nor serchour of our sayd soueraigne lord the kyng, and that to eschewe the domage and losse, whiche therof may happen by the fauour that such comen hostelers may or wyll do to marchauntes and other theyr hostes in theyr sayde offices.

Capi. iii.

Justices assygned to take assyses.

¶ Item it is ordeyned and stablisshed, that the Justices assigned and to be assigned, to take assyses by commyssyon of our soueraigne lorde the kynge in the countyes of the realme, fröhenceforth shall do to be delyuered fully in the kynges treasorie all the recordes of assyes of Nouell disseysyn, of Mordauncestre, and of Certificacyons, with all the appurtenaunces and appendantes before them determyned euery seconde yere, that the plee therof be determyned & iudgement gyuen without more delaye, & that thereto des & processe of plees reall and personall, and of assyses of Nouell disseysyn, of Mordauncestre, and Certificacyons, and of other, wherof Iudgement is gyuen and enrolled with thynges touchyng the same, shall in no wyse be amended nor empayred by new entrynge of the clerkes, or by the recorde of thyng certified in wrytyng or commaundement of any Justice in any thyng after that suche iudgement or suche plees be gyuen and enrolled.

Cap. iiii.

Seruauntes.

Unlauful games.

¶ Item where as in the statute made at Cant the .xii. yere of the reigne of kyng Rychard, amonges other thynges it was accorded and assented, that the seruauntes and labourers of husbandrye, & labourers and seruauntes of artificers, and of bytaylers, shuld haue bowes and arowes, & vse the same the sondayes and other festiuall dayes, & vtterly leue playeng at the balles al well hãdballe as footballe, & other games called coytes, dyce, bowlynge, and kayles, and other suche vnthryfty games, & that the sheryffes, mayres, baylyffes, and constables, shall haue power to arrest all that doo contrarie, as in the sayde statute is more fully conteyned. Our soueraigne lorde the kyng wyll, that the sayd statute be fermely holden and kept. Joyned to the same, that euery suche labourer or seruaunt, that dothe contrarie to the same statute, shall haue imprisonement by .vi. dayes. And the mayres, and sheryffes, or the mayres and baylyffes of cyties and burghes, & the constables in other townes, shall haue power to put this statute in execucyon fro tyme to tyme, and if they do not therof execucyon, the same mayres and sheryffes, or mayres & baylyffes aforsayd, shall pay to the kyng for euery defaut .xx.s. and the constables or constable of euery town that doth not lyke execucyon of this statute, shall pay for euery theyr or his defaute .vi.s.viii.d. and that the Justices of assyses shal haue power to enquyre in this case in theyr sessions fro tyme to tyme, of them that do contrarie to this statute, & there of to certifie in the chauncerie.

Capi. v.

Galyhalpens

¶ Item bycause that Galyhalpens do comenly ren in the realme for payement, in derogacyon of the kynges crowne, and in great disceyt of the comen people. It is ordeyned & stablisshed, that the sayd Galyhalpens shal neuer be current in payment nor in other maner within the realme of Englãd vpon payne of forfayture therof. And moreouer that the Galyhalpens, in whose handes so euer they be found within the sayd realme, shalbe forfayt

to

to our ſoueraigne lorde the kyng, after the two monethes nexte enſuyng the proclamacyon of this ſtatute. And alſo the ſame our ſoueraigne lorde the kynge wyll, that all the ſtatutes and ordynaunces made before this tyme by hym or by his noble progenitours not repealed, aſwell of money of Scotland as of the money of other realmes and partes beyond the ſee, be holden and kept and put in due execucyon. Money.

Item where as by the ſtatute made the. viii. yere of the reigne of our ſoueraigne lorde the kynge that nowe is, it was ordeyned & ſtabliſſhed, that euery hole coloured cloth made within the realme, ſhuld conteyne by aſſyſe the lengthe of. xxviii. yardes by the creaſt, and euery doſeyn of clothe of the length of. xiiii. yardes by the creaſt, & the rayes meaſured by the lyſt, ſhuld conteyne the ſame lengthe & certeyn perſons aulnegours therto aſſigned throughe the realme, ſhuld take theyr charge in the eſcheker, well and lawfully without fraude to ſerche & ſurueye ſuche clothes, and doſeyns, that euery of them in his nature do conteyne the length and the breade as the ſtatute requyreth. The ſame aulnegours hauynge power & auctorite by our ſayd ſoueraigne lorde the kynge, duly to do theyr office, and with the ſeale of theyr ſayd office therto aſſigned, to ſeale al the ſayd clothes & doſeins holdyng theyr lengthe & breade, after the fourme of the ſayd aſſyſe, ſo that the people hauyng wherof they may be ſure, that by the warrãt of the ſame ſealyng, theyr clothes and doſeyns aforſayd ſhall holde theyr lengthe & breade after the fourme of the ſayd ſtatute notwithſtãdyng whiche ſtatute certeyn people namely in the weſt parties, makynge ſuche maner clothes, whiche do not holde theyr ſayd aſſyſe aſwell in rayes as in full cloth, & in eſpecyall where the hole colowred cloth ought to conteyne the lengthe of. xxviii. yardes, it holdeth not but. xxiii. yardes, and where the doſeyn of cloth ought to holde. xiiii. yardes, it holdeth not but. xi. yardes, and for to conceyle the diſceyt of the meaſure the ſayd people, ſo makyng ſuche clothes and doſeyns, do the ſame to be plyted & tacked togyther mayntenaũt after they be made And whan the aulnegours ſeeth ỹ clothes ſo tacked togyther, they do ſeale them without makyng any more ſerche or ſurueyeng of the ſame clothes, to the great diſceyt and hynderauns aſwell of the lordes as the comens of the realme. Our ſoueraigne lorde the kyng wyllyng to prouyde remedie for the myſchieues aforſayd, by the aduyſe and aſſent of the ſayd lordes, and at the requeſte of the ſayd comens, hath ordeyned & ſtablyſſhed, that a newe ſeale, hauyng a ſigne and a marke differyng from the old ſeale of the ſayd office of aulnegour, ſhalbe made & delyuered to ỹ ſayde aulnegours, & that after that the ſame ſeale ſo newly to be made, be delyuered to ỹ ſayd aulnegours proclamacyon ſhalbe made openly in the weſt pties & other places throughe the ſayd realme, that no perſon makyng ſuche maner clothes & doſeyns in the ſame weſt parties nor els where within the realme of Englande, be ſo hardy to tacke and plyte togyther ſuche maner clothes, before that the aulnegour hath duely made his ſerche and ſurueyeng of the ſame clothes, that they holde theyr length and breade ordeyned by the ſayd ſtatute, vpon peyn of forfayture of the ſame, & that the ſayde aulnegour after that ſhall ſet the Capi. vi. Colored cloth Raye clothe. Aulnageour. Seale.

new ſeale of his office to the ſayde clothes & doſeyns, ſauyng alwayes that the clothes and doſeyns of the colour of Raye, whiche be enſealed with the ſayde olde ſeale, after the proclamation made, maye haue theyr courſe to be ſolde without any impediment, impechement, or reſtreynt, vpon them to be made by the ſayd aulnagours or any other officers, betwyxt the day of the ſayd proclamacion, and the feaſt of ſaynt Peter ad vincula next commyng. And in caſe that any aulnegour in doynge his ſayd office do cõtrarie to this ſtatute, and therof be duely attaynted, that he at the fyrſt tyme that he ſhall be ſo attaynted, ſhal loſe .x.li. and at the ſecond tyme .xx.li. to be leuyed and payed to the vſe of our ſayd ſouereaigne lorde the king of al his landes and tenementes, goodes and catals, in whoſe hãdes ſo euer they be. And at the thyrd tyme his body arreſted, and all his goodes and catals at the kynges wyll. And moreouer the ſame our ſouereaigne lorde the king wyll, that euery perſon that wyll ſue for the kyng or for hym ſelfe, ſhall haue the ſuyt to attaynt ſuche aulnegours ſo doyng againſt this ſtatute. And the ſame partie purſuyng ſhall haue for his labour the fourth parte of the payne of .x.li. or xx.li. aforeſayde, accordynge as the caſe ſhall happen, ſauyng to lordes and other theyr fraunchyſes, yf they haue any in this caſe.

Capi. vii. Cuſtome.

Item where as our ſouereygne lorde the kynge hath had the cuſtome & ſubſidie in the furme conteyned in the graunt of his comens, and amõges other of euery cloth of Scarlet, and of other cloth of hole greyne, a certeyn cuſtome. Nowe ſo it is, that certeyn marchauntes alyens dwellynge in the cytie of London and other townes, haue taken and do holde great howſes, in whiche they be ſoole inhabitauntes, and doo bye ſomtyme as in a yere a thowſande or two thowſande clothes of fyne white or more, and do dye the ſame of theyr owne grayne in ſcarlet, or in ſangweyn, or in other colours of hole grayne or halfe grayne, and afterwarde doo the ſame clothes to be cut to ſmall peeces of .v. or .vi. yardes or more or leſſe, and therof make dyuers garmentes, and pack the ſame in theyr ſaid howſes, and in the ſame packes ſubtylly do packe fyne wolle gold and ſyluer in plate, or ſomtyme they put ſuche wolle gold and ſyluer in barels and other veſſels, and bryngе ỹ ſame out of the realme, without payeng any cuſtome or ſubſidye for the ſame, vnder the colour of ſuche garmentes ſo made, becauſe that ſuch garmentes be not cuſtomable, & ſo our ſayd ſouereaigne lorde the king, by ſuche marchauntes alyens, ſo dwelling alone in their howſes, is dayly defrauded & greatly diſceyued of his cuſtomes and ſubſidie, to his great damage and preiudyce in this behalfe: It is therfore ordeyned and ſtabliſſhed, that all marchauntes alyens from henſforthe ſhall paye the cuſtomes and ſubſidies alwel for ſuche garmentes after the rate, that is to ſay, yf .iiii. v. or .vi. ſuch garmẽtes doo conteyne one clothe of hole grayne, That than they ſhall paye the cuſtome & ſubſydy as for a hole clothe of ſcarlet yf leſſe, leſſe: or yf more, more, as alſo of grayned clothes and al other clothes of wolle. And moreouer it is accorded and aſſented in the ſayd parliament, that cõmyſſyons ſhalbe made to certeyn perſons, to enquyre yf the ſayd alyens haue any thing done or attempted to the contrarie of the ſayd ſtatutes, made before this tyme in this

Marchantes alyens.

wolle.

Golde and ſyluer.

Fraude.

caſe,

case, and therof to certifye in the kynges chauncerie.

¶ Item where as in the statute made at westminster, the.xiiii. yere of king Rychard the second it was ordeyned & stablysshed, that for euery exchaũge, whiche from that tyme forth shulde be made by marchauntes to the courte of Rome, or els where, that the sayde marchauntes shulde be fermely and suerly bounde in the chauncerie, to bye within.iii. monethes nexte after the sayde exchaunge made, marchaundyses of the staple, as wolle, lether, wolfelles, lead, tynne, butter, cheese, cloth, or other commodities of the lande, to the value of the summe so exchaunged, vppon forfayture of the same: It is ordeyned and stablysshed, that the sayd statute be fermely holden and kept, and put in due execucyon. Added therto, that the chaunceler of Englande for the tyme beynge, shall frō.xv. dayes to.xv. days sende the estretes of the wrytte of exchaũges into the eschecker of our soueraygne lorde the kyng, and that the treasorer & barons of the sayd eschecker haue power by auctorytie of parlyament to exampne the customer in this case, and to punysshe them that shalbe founde gylty agaynste the fourme of the sayde statute, accordynge to the contenue of the same.

Cap. viii.

Exchange.

Marchaundises of the staple.

Customer.

¶ Item bycause that nowe late enquestes were taken at Westmynster of persons named by the Justices, without due returne of ỹ sherysse, of which persons some were outlawed before the sayde Justices of record, and some fled to sayntuarie for treason, and some for felonie, there to haue refuge, by whome aswell many false offenders were endited, as other lawfull lyege people of the kynge not gylty, by conspiracie, abetement, ymaginacyon of other persons for theyr especyall auauntage and syngular lucre, agaynste the course of the comen lawe vsed and accustomed before this tyme: Oure soueraygne lorde the kynge, for the great ease and quyetnes of his people wyll and graunteth, that the same Enditement so made, with al the appurtenances to the same be reuoked, and adnulled, for euer voyde and holden for none. And that from henceforthe no inditemente be made by any suche persones, but by enquestes of the kynges lawfull lyege people, in the maner as was vsed in tyme of his noble progenitours, returned by the sheryffes or baylyffes of fraunchyses, without any denominacyon to the sheryffes or bayliffes of fraunchyses before made by any person of the names, whyche by hym shulde be empaneled, excepte it be by the mynysters of the sayde sheryffes or baylyffes of fraunchyses sworne and knowen to make the same, and other ministers to whome it perteyneth to make the same accordynge to the lawe of Englande. And yf anye Enditemente be made hereafter in any poynt to the contrarie: that the same Enditement be also voyde, reuoked, and for euer holden for none.

Cap. ix.

Enditement.

Enquestes.

Here begynneth the statute made at westmynster, in the xiii. yere of kynge Henry the fourthe.

THe Tweldaye, beynge on the morowe of all solwles, the. xiii. yere of the reigne of our soueraigne lord kyng Henry the fourth: The same our soueraigne lorde the kynge, by the aduyse and assent of the lordes spirituall and temporall, and at the requeste of the comens beynge in the sayde parlyament, holden at Westmynster, hathe done to be ordeyned & stablysshed dyuers ordynaunces & statutes in the fourme as folowethe.

Capi. i. CFyrst that holy churche haue all her lybertyes and fraunchyses. And all the cytyes and burghes of the realme haue and enioye all theyr lyberties and fraunchyses, whiche they haue of the graunt of oure soueraygne lorde the kynges progenitours, or of his owne graunt or confirmacyon. Excepte the fraunchyse nowe late graunted to the scholers of the vniuersitye of Orenforde. And that the great charter, and the charter of the forest, and all other good statutes made before this tyme, and not repealed, shall stande in theyr force,

Capi. ii. CItem it is ordeyned and stablysshed, that the statutes made in the. viii. yere of kyng Rychard the second, wherin be conteyned these wordes which folowen. CItem it is agreed & ordeyned, that no man of the lawe shalbe from henceforthe iustyce of assyse or of the comyn delyueraunce of iayles in his owne countrye. And that the chiefe iustyce of the comyn benche be assygned amonges other iustyces, to take suche assyses and to delyuer iayles: But as to the chyefe iustyces of the kynges benche it shalbe done as hathe ben accustomed for the mooste parte of an hundrede yeres last paste, shalbe holden and kepte, not withstandyng any statute or ordynauns made to the contrarye. And that no chiefe iustyce of the kynges benche be in any wyse hereafter made iustyce to take assyses in anye countye within the realme of England, but onely in the cõtie of Lãcaster. And ꝑ this statute hold place & be in force as long as shal please the king for saluaciõ of his prerogatiue.

Justice of assise or gaole delyuerey.

Cap. iii. CItem where as in the statute made the fyrst yere of the reygne of our soueraygne lord the king that now is, it was ordeyned, that no archebyshop byshop, abbot, nor priour, nor none other man of holye churche nor temporal, of what estate or condicyon that he were, shulde gyue anye lyuerey of cloth to any person, but only to his menyals and officers, & to those whiche be of his counsell aswell spirituall as temporall lerned in the one lawe and the other, vpon payne to make fyne and raunsome at the kynges wyll, and after in the statute made the. viii. yere of the same our sayd soueraygne lord the kynge, it was ordeyned and stablysshed, that aswell the sayde statute as the statute of lyuerey of hattes, made in the tyme of kynge Rychard the seconde, shulde be fermely holden and kepte & put in due execucyon: Joyned to the same, that yf any knyght or anye other person of lesse estate, do gyue any suche lyuerey of clothe or of hattes agaynst the fourme of the sayd statutes, that he shall incurre the payne of an. C. s. for euery suche lyuereye of cloth or of hattes, to be payd to the kynge as often as he doth the contrarie

Lyuerey.

to the

to the same statute or ordynauns. And that he that receyueth any suche lyuerey of cloth or of hattes, shall lykewyse incurre the payne of fourty shyllynges, to be payd to our souerayngne lorde the kynge as afore is sayd. And he that wyll sue shall haue the one halfe of such paynes for his labour and trauayle, & that suche paynes be in no wyse pardoned. And more ouer that no congregacyon nor company in any wyse make any such lyuerey of cloth or of hattes at theyr owne costes, vpō the payne that euery man of the same congregacyon or company, that doth in any wyse the contrarie of the sayde ordinaunces and statutes, shall paye to our souerayne lorde the kyng. xl.s. Except onely the gyldes and fraternities, and also people of craftes within cyties and burghes in the realme of Englande, whiche be founded and ordeyned to a good intent and purpos. And the Justices of assyses shal haue power to enquyre from tyme to tyme in theyr sessyons of the matters afore sayd, and the same to certifye in the kynges benche. Prouided alwaye that in tyme of warre it shalbe lawfull to the lordes, knyghtes, and esquyers, & all other gentylmen, whiche trauayle for our sayde souerayngne lorde the kynge in suche warre, to gyue theyr lyuerey of clothyng or of hattes: suche and in suche guyse as to theym best shall seme for the tyme in suche warre, without beynge any wyse molested, greued, or inquieted in this behalfe by force of the sayde ordinauns or statute: Our souerayngne lorde kyng Henry the fourth that nowe is, consyderynge the sayde ordynaunces and statutes very profytable for the ease and quietnes of hym and all his realme, by the aduyse and assent of the lordes spirituall and temporall, and at the specyall requeste of the sayde comens wyll and graunteth, that the sayd statutes be holden and kepte, and put in due execucyon after the fourme and effecte of the same.

Justices of assyse.

Capt. iiii.

Item where as in dyuers statutes made before this tyme, aswell in the tyme of kynge Edwarde, graundfather of our souerayne lorde the kynge that nowe is, as in the tyme of kynge Rychard late kynge of Englande, it was ordeyned and stablysshed, that clothes of Raye and couloured clothes shuld conteyne a certeyn length and breade, as in the sayd statutes is more fully conteyned, and in the parlyament of our souerayngne lorde the kynge that nowe is, the. vii. yere of his reygne, it was ordeyned and stablysshed, that the couloured cloth shulde conteyne in lengthe. xxviii. yardes, and the clothe of Raye as many, measured without defoylyng the clothes, and that the clothe of Ray shuld holde in breade. vi. quarters, & the couloured cloth in breade. vi. quarters and an halfe, to the intent that the one clothe & the other watered & rowen, shuld be of the length of. xxiiii. yardes, vpon payne that the makers of suche clothes shuld forfayte the same clothes, which by the aulnegour shuld be foūde of lesse length or bread. And ỹ the aulnegour shuld take them, and the same delyuer at the warderobe to the kynges vse. And also by an other statute, made the. xi. yere of our sayd souerayngne lord the kynge, for to auoyde the great fraude & disceyt of aulnegours through the realme, dyuers ordynaunces, stablisshementes, & punysshmentes were made & ordeyned in this case, as in the sayde statutes more playnely dothe

Clothes of Ray and coloyed.

Aulnageour.

appere: The same oure soueraigne lorde the kyng, by the aduyse and assent of the lordes spirituall and temporall, and at the requeste of the sayd comens hath ordeyned & stablysshed, that the sayde statutes, made in the sayd. vii. & xi. yere of his sayd reigne, be fermely holden & kept, & put in due execution.

Capi. v. Customer. Comptroller Gaugeour. Serchsour

¶ Item it is ordeyned & stablysshed, that the statutes made of customers, comptrollers, lieutenauntes of the chyefe boteler, & of sercheours, the fyrst and fourth yeres of our sayde soueraygne lorde the kynge that nowe is, be kepte and holden. And more ouer, that all maner of customers & comptrollers gawgeours of wyne and sercheours through the realme, shalbe continually resident and abyding vpon their offices, and in especyal at the tyme of the charge and discharge of shyppes and vessels entrynge in the portes of Englande, and passynge out of the same: so that no such officer, after the tyme aboue named, be absent frō his sayd office by thre wekes at the most, vpon payne to lose his sayd office, oneles he be commaunded and charged in especyall of record, to be in the kinges courtes or otherwyse in the kynges seruice of record, as afore is sayde.

Capi. vi. Galyhalfpens. Money.

¶ Item where as in the statute made the. xi. yere of oure soueraygne lorde the kynge that nowe is, it was ordeyned, that galyhalfpens frombensforth shuld not ren in payment, nor in other maner within ỹ realme of England, vppon payne of forfayture of the same, and moreouer that the same galyhalfpens, in whose handes they myght be founde within the sayde realme, shulde be forfayte to our sayd soueraygne lorde the kyng. and also that the statutes and ordynaunces made by our sayde soueraygne lord the kyng or his noble progenitours, aswel of the money of Scotlande as of other realmes and parties beyond the see, shulde be holden and kepte, and put in due execucyon: Our sayde soueraygne lorde the kynge consyderyng the greate disceyt, aswell of the sayde galyhalfpens as of the money of other realmes beyonde the see, wyll that the same statutes be fermely holden and kepte, & put in due execucyon in all poyntes.

Cap. vii. Ryot. Justices of peace. Shyryffe. Forcyble entre.

¶ Item it was ordeyned and stablisshed, that yf any ryot, assemble, or rout of people agaynste the lawe be made in any parties of the realme, that the Justyces of peace. iii. or. ii. of them at the leste, and the sheryfe or vnder sheryffe of the countie, where suche ryot, assemble, or route shalbe made hereafter, shall come with the power of the countie (yf nede be) to arrest them, & shall arrest them, and the same Justices and sheryffe or vndersheryffe, shall haue power to recorde that that they shall fynde so done in their presence agaynst the lawe. And that by the recorde of the same Justices and sheryffe or vndersheryffe, suche trespassours and offenders shall be conuicte in the maner and fourme as is conteyned in the statute of Forcible entrees. And yf it happen that suche trespassours and offenders be departed before the commynge of the sayde Justyces and sheryffe or vndersheryffe, or that the same Justices, thre or two of thē shal dylygently enquyre within a moneth after suche ryot assemblee or route of people so made, And therof shall here and determyne accordynge to the lawe of the lande. And yf the trouth may not be foūde in the maner as afore is sayd, than within a moneth than next

folowynge

folowyng the iustices thre or two of them, and the sheryffe or vndersheryffe aforesayde, shall certifie before the kynge and his counsell all the dede and circumstaunces therof, which certificat shal be of like strengthe and force, as the presentement of .xii. vpon whych certificat the sayd tresspassours and offenders shalbe put to answere, & they which shalbe founde gylty, shalbe punysshed after the discrecyon of the kynge and his counsell. And yf suche tresspassours and offenders do trauers the mater so certifyed: the same certificat and trauers shalbe sent into the kinges benche there to be tried and determined as the lawe requyreth. And yf the same tresspassours and offenders do not come before the kyng and his counsell in the kynges benche at the fyrste commaundement, than shalbe made an other commaundement, directed to the sheryffe of the countie, to take the sayd tresspassours & offenders, yf they maye be founde, and brynge them at a certeyn daye before the kynge and his sayde counsell in the kynges benche. And yf they can not be founde, the sheryffe or vndersheryffe shall make proclamacyon in his full countie nexte ensuynge the delyuery of the sayd seconde commaundement, that they come before the kyng and his sayd counsell in the kynges benche or in the chauncery, in tyme of vacacyon within thre weekes than nexte folowynge. And in case the same offenders come not as afore is sayde, and the proclamacyon made and returned, they shalbe conuicte and attaynted of the ryot assemblee or rout aforesayde, not withstandyng any artycle or ordynauns made to the contrarie. And moreouer that the Justyces of peace dwellyng moste nyghest in euery countie, where such ryot of people shalbe made hereafter, togyther with the sheryffe or vndersheryffe of the same countie, & also the Justyces of assyses for the tyme that they shalbe there in theyr sessyons, in case that any suche ryot assemble or route be made in theyr presence, shall do execucyon of the same statute, euery one vpon payne of .C. li. to be payde to the kynge as often as they shalbe founde in defaute of execucyon of the same statute.

Proclamacio

¶ Thus endeth the statutes of kynge Henry the fourth.

¶ Here

HERE BEGYNNETH THE STATVTES

made at Westmynster in the fyrst yere of kyng Henry the fyfth.

OVR SOVERAYGNE lorde the kynge, at his parlyament holden at westminster, in the.iii. weke of Ester, the fyrst yere of his reigne, by the aduyse of his lordes spirituall and temporall, and at the specyall instauns & requeste of the comens of this realme, hath ordeyned & stablysshed dyuers statutes and ordynaunces in the fourme folowyng.

Capi.i. Knyghtes of the shyres.

IN fyrste that the statutes of the electyon of the knyghtes of the shyres to come to the parlyament be holden and kepte in all poyntes: addoynynge to the same, that the knyghtes of the shyres, whiche from henseforthe shalbe chosen in euery shyre, be not chosen, oneles they be resiaunt within ỹ shyres where they shalbe so chosen the day of the date of the writ of the sommons of the parlyament. And that the knyghtes and esquyers and other, whyche shalbe choisers of the knyghtes of ỹ shyres, be also resiaunt within the same shyres in maner and fourme as is afore sayde. And moreouer it is ordeyned and stablysshed, that the cytesyns and burgeses of the cyties and burghes, be chosen men cytesyns and burgeses resyaunt, abydynge, and free, in the same cyties and burghes, and none other in any wyse.

Burgeses of parlyament.

Capi.ii. ITem because that great complaynte hath ben made to oure sayde souerayngne lorde the kyng in this present parlyament, of that that the statutes made in the tyme of his noble progenytours kynges of Englande, of the leuyeng & straitting of weares, milles, stākes, stakes, & kydels, be not kept accordynge to the fourme and effecte of the same statutes, to great damage of the people of the realme of Englande: Our sayde souerayngne lorde the kyng that now is, by the aduyse & assent of the lordes spirituall & temporal, and at the requeste of the sayd comens wyll and graunt, that the sayde statutes and ordynaunces be surely holden and kept, & put in due execucyon.

Weares. Mylles and Stankes.

Capi.iii. ITem where as many of the kynges liege people, which haue manours landes and tenementes by purchas or by discent of inheritauns, or in any other maner, entendyng to be in peace & rest in theyr sayde tenures as they were wont to be, dyuers puel disposed personnes, some of theyr owne hed, and some by fals conspiracy and couyn, subtyly ymagyn and forge of newe dyuers fals dedes and mynymentes, and them do openly to be pronounced, publysshed, and red, to trouble and chaunge the landes of good people of the countre, and to vndo and trouble the possessyons and tytles of the sayd kynges liege people by the which ymaginacyon & falsyte many of the afore sayde lyege people be troubled and vexed, and at all tymes abydynge in doubte of theyr possessions & estate: Our soueraigne lord the king wyllyng to puruey a remedy in this case, by the aduyse and assent afore sayde, and at the requeste of the sayd comens hath ordeyned & stablisshed, that the partie so greued shall haue his suyte in that case, and recouer his damages, and the partie conuicte shall make fyne and raunsome at the kynges pleasure.

Conspiracy. Forgynge of false dedes.

Capi.iiii.

playn o

¶ Item for asmoche as the kynges lyege people dare not pursue or com- Cap.iiii.
playn of the extorcyons and of the oppressyons to theym done by the mynis-
sters of sherysses, that is to saye by vndersheryffes, clerkes of sheryffes, re- Baylyffe of sheryffe.
ceyuours, and baylyffes of sheryffes, bycause that the sayd vndersheryffes, Sheryffes clerke.
clerkes, receyuours, & baylyffes, be continually from yere to yere dwellyng
with the sheryffes enterchaūgeably out of one office in to an other: Our so-
uerayne lorde the kynge, by the aduyse and assent aforesayd and at the re-
quest of the sayde comens hath ordeyned and stablysshed, that they that be
baylyffes of sheryffes by one yere, shalbe in no such office by .iii. yeres nexte
folowyng, except baylyffes of sheryffes, which be enheryte in theyr office. Undersheryffe
And that no vndersheryffe, sheryffes clerke, receyuor, nor sheryffes baylyf
be atturney in anye of the kynges courtes, durynge the tyme that he is in
office with any suche sheryffe.

¶ Item it is ordeyned & stablysshed, that in euery originall wryt of accyōs Capi.b.
personals, appeales, & enditementes, in which the exigend shalbe awarded Originals wryttes.
in the names of the defendauntes, in suche wryttes original, appeales, and
enditementes, additcyons shalbe made of theyr estate or degree or mysterie,
and the townes, hamelettes, or places, and the counties where they were or Addition.
be conuersaunt. And if by prores vpon the sayd original wrytte, appeales,
or enditementes, in the whiche the sayde additcyons be omitted, any vtlaga-
ries be pronounced, that they be clerely voyde & holden for none. And that
afore these vtlagaries pronounced, the sayde wryttes & enditementes shalbe
abated by the exceptcyon of the partye where as in the same the sayde addy-
tcyons be omytted: Prouided alwaye that though the sayde wryttes of ad-
dytcyons personals be not accordynge to the recordes and dedes by the sur-
pluſage of the additcyons aforesayd, that for this cause they be not abated:
And that the clerkes of the chauncerie, vnder whose names suche wryttes Clerkes of the chauncery.
shal go forth wrytten, shal not leue out or make omissyon of the sayde addy-
tcyons as is aforesayde, vpon payne to be punysshed, and to make a fyne to
the kyng by the discrecion of the chaūceller. And the ordinaunce shal begyn
to holde place at the fyrste of the partie from the feest of saynt Mychel next
ensuynge forwarde.

¶ Item where as in the tyme of this rebellyon of wales many of the kyn- Capi.bi.
ges lawfull lyege people aswell englysshmen as walshmen haue ben in dy-
uers parties of Wales vpon the correccyon of rebelles, there by the com- wales.
maundement of the same our souerayne lorde the kynge and his counsell,
at the which tyme some of ỳ sayd rebelles aswel on horsebacke as on foote,
found armed in makyng of warre agaynst theyr fayth and legiaunce were
slayne, and some maymed, beaten, wounded, taken and imprisoned, theyr
goodes & catals caryed awaye by the sayde lyege people for the cause afore
sayde, as it was well lawfull, accordynge as by our sayde souerayne lorde
the kynge & his counsell afore this tyme hath ben ordeyned in this behalfe,
and that notwithstandyng many of the sayde rebelles beyng yet alyue, and
other nerte of blond to these rebelles so dead with theyr frendes, now dayly
make querels and great pursuyte agaynst the sayd faythfull lyege people,

dwellynge

dwellyng or reteaunt in these parties, & in the shyres beyng next to Wales furnysyng in them, that they suche thynges as is aforesayde, to them selfe or to theyr colyns or frendes falsely haue done, by the which they demaũde of the sayde sayethfull lyege people hyghe amendes, thretenynge that they otherwyse wolde be of ỹ auenged, where by the sayd sayethfull lyege people be many tymes sore and greuously vexed in many parties and lordshyppes of Wales some of them by enditemẽtes, accusementes, or impechementes, and some be menalles distresses taken, and some by theyr bodye taken and imprisoned, vntyll that they haue made gree to them in this behalfe, or that they wolde them excuse of the deth of such rebelles so slayne by one assache, after the custome of Wales, that is to say by the othe of. CCC. men, & of all suche other trespases afore specified them acquyte: To the great damage & destruccion of the sayd sayethfull lyege people, and yuell example in tyme to come: It is ordeyned and stablysshed, that suche quarell, actyon, and demaunde be not made from henceforth by arte nor by engyne, to anye of the sayethful liege people, by any of them, which haue ben rebelles, nor by theyr adherentes, be he colyn, alye, or frend, nor by any other, vpon payne to pay to the partie greued his treble damages, and to be imprisoned by. ii. yeres after that that he be conuicte: And moreouer to make fyne and raunsome in this behalfe before that he be delyuered out of prison.

Quarell.

Capi. vii.

Alyens frenchmen.

Item where as in the parliament holden at Westminster, in the tyme of kyng Rychard the seconde, the. xiii. yere of his reigne, it was ordeyned, that none alyen frenchman shulde haue nor enioye any benefice within this realme for certeyn cause, whiche myght come or happen, but that they shulde be delyuered and voyded for euer out of the realme before a certayne tyme in the sayd ordynaũce lymyt, as in the same is playnly conteyned. And that at what tyme that any priories alyens conuentuell or any other benefice or office due by the kinges tytle do voyd by the departyng or deth of the sayd priours and other occupiers, that than there shuld be durynge the warres, honeste Englyshe persones put in theyr place to accomplysshe the dyuyne seruice, and none of the enemyes aforesayd. And not withstanding the sayd ordynauns, the sayd alyens frenchmen, by yuel ymaginacyon and brocage to continue the yuell mischiefs of the sayd ordynauns, purchas the kynges lettres patentes to be denyzens and the kinges lyege people, and swere the same to contynue, to the entent to occupie and enioye the sayde benefyces, & so yet occupie many benefices agaynste the sayde ordynauns, wherby these alyens frenchemen be encreased, in destruccyon of the kinges liege people, & beare away out of the realme great treasure of the kinges & of the realmes: and the kynges counsell disclose to the enemies of Fraunce, to the greate domage of the kyng and his realme: Our soueraigne lorde the kynge consyderynge the sayde myschiefs, wyll that the sayde ordynaunces be fermely holden and kept, and put in due execucyõ, excepte the prioures alyens conuentual, and also all other prioures which haue institucion and inductyon, so that they be catholike, and that they shal synde suertie, not to disclose nor cause to be disclosed the counsel nor the secretes of the realme.

Item

¶ Item for the quietnes and peace within the realme of England, and for the encreas and enstoryng of the lande of Irlande, it is ordeyned and stablysshed in this present parlyament, that all Iryshmen and Irysh clerkes beggars, called chamberdekens, be voyded out of the realme, betwyxte the feste of saynt Mychell nexte commyng, and the feste of all sayntes nexte folowyng, vpon payne to lose theyr goodes, and to be imprisoned at the kynges pleasure, except suche as be graduates in the scholes, and sergeauntes and apprentyces of the lawe, and suche which be enherytours in England, and religious personnes professed, and excepte also the marchauntes borne in Irlande of good name, & theyr apprentyces now dwellyng in England, and them with whome the kynge wyll dispeuce. And that al the Iryshmen whiche haue benefices or offyces in the lande of Irlande, shall dwell vpon theyr offyces or benefyces for the defence of the lande of Irland aforsayde. Cap. viii. Iryshmen and Irysshe clerkes beggers.

¶ Item for as moche as in the tyme of the noble kyng Edward the thyrd, and of kyng Rychard the seconde, all the reuenues, profytes, and cõmodyties of the landes, tenementes, fysshyng, customes, and all other profytes, to the sayd kinges belongyng, in the towne and marches of Caleys, it was ordeined to be leuyed by the treasurer of Caleys for the tyme being in supportacion of the charges of the same towne and marches, and syns whiche tyme a great parte of thé haue ben restreyned by vertue of the sayd letters patentes to diuers capitaynes and many other personnes, aswel by the sayd king Rychard as by our redoubted soueraigne lord king Henry the fourth father of our soueraigne lorde the kynge that now is, to them therof made, wherby some by colour of ferme not reasonable, & other without any thing therof peldynge, to the great damage of the realme of Englande, and hynderaunce of the paymentes for the sustentaciõ of the sayd towne & marches to be done. And also for asmoche as diuers offices of the collectours of money comynge of the sayde reuenues, customes, profytes, and commodities, whyche the sayde treasorer of Caleys in the tyme afore sayde ordeyned and assigned to sufficient personnes, for whom he wold answere, to tary and to be remoued accordyng as to hym shal best seme to the kynges profyte, haue ben afterwarde agaynste the auncyent ordynaunces and the statute in the parlyamente therof made, by dyuers lettres patentes to dyuers personnes aswell by the sayde kyng Rychard as by our soueraigne lorde kyng Henry aforesayde, to them therof made for terme of theyr lyues & other wyle occuppyed; and by colour of theyr sayde lettres patentes some of theym (as it is sayd) do the more negligently their seruices, without beyng iustified by the treasorer aforsayd, To the great domage and hynderaũs of the paymentes aforesayde in tymes passed: Our soueraygne lorde the kynge, wyllynge to eschew suche damages in tyme to come, by the aduyse and assent aforesayd, and at the requeste of the sayd comens, wyl and hath ordeyned & stablisshed, that all the lettres patentes made to capitaynes and other personnes what so euer they be, aswel of all maner of rentes, landes, tenementes, customes, fysshynges and all other reuenues profytes and commodyties in the sayde towne and marches, as of the offices of collectours of all rentes, customes, reuenues, Cap. iv. Caleys. Letters patentes.

reuenues, profites, and commodities to them therof made before this tyme agaynste the ordinaunces aforesayde, be holly reuoked and annulled and that the sayde reuenues, profytes, & cõmodities, be resumed into ỹ handes of our soueraygne lord the kyng, & put vpõ the sustentaciõ of the paymentes & charges to the sayd towne & marches belongyng. Prouided always that my lord Thomas duke of Clarens, brother of our soueraygne lord ỹ kyng, be not restrayned by this ordynaunce & statute of anye of his possessions in the said marches. And that no capitayns of castels there be put out of their sayd castels nor kepyng of ỹ same by force of this ordynauns and statute.

Capi. x. Measure. Bushell. Purueyour

Item where as in the tyme of the kynges noble progenytours it was ordeyned, that one measure of corne shuld be throughout al the realme of England, that is to say. viii. bushelles for the quarter, & that euery bushel shal conteyne. viii. galons. by force of whyche ordynaunces suche measure hath ben vsed, with a bushell of the sayd quarter heped. And notwithstandyng the sayd good ordynaunces and vsages, the purueyours of corne, aswel for the house of the father of our soueraigne lorde the kyng, as for the house of our soueraigne lord the kyng whiche nowe is, haue taken before this tyme for the sayde houses cõtinually. ix. bushels of whete, and of other corne for the quarter, and that many tymes be measure not sealed, and also not stryken, agaynste the wyll of the sellers of the same, and without due pryce set vppon the same after the lawe of the lande, and also cause the sellers to carye the sayd corne to what place that pleaseth them, without payeng for the caryage, and the marchauntes and cytesyns of London doo vse to take of euery seller for the quarter of whete. ix. bushelles by the measure, vsed within the sayd cytie, called the fate, with a bushell set vpon the sayd fate, & yet make the sellers to pay a halfpeny for the measuryng of euery quarter, and take for a quarter of otes. x. bushels, wherby the byers of the corne in the countrey wyll not bye nor take for the quarter of corne but in the same maner, as the sayd purueyours & they of the sayd cytie vse to take, to the great hynderaunce and perpetuall destructyon of the comynaltie aforsayd. It is ordeyned and stablisshed, that all the sayd good ordynaũces be fermely holden and kept after the effecte of the same. And that no purueyour of our soueraigne lord the kyng, nor none other, shal vse hereafter to bye nor to take any corne by other measure, but. viii. bushels stryked for the quarter, and that none be otherwyse holden to delyuer for the quarter but. viii. bushels stryked, as it is aforsayd, and also that the paymẽt be made in hande for the cariage. And that if any purueyour of our soueraigne lord the kyng or any other person, bye or take any corne otherwyse, or by other measure but. viii bushels stryked for the quarter, as in the sayd ordynaunces is conteyned, and therof be attaynted, he shall haue one yeres imprysonement, and paye to the kynge an hundred shyllynges, & to the ptie that felyth hym selfe greued and other C. shyllynges, and that as often as any of them be therof attaynted, and that the partie whiche wyll sue, haue an actyon grounded vpon the case: and that the Justices of the peace haue power to enquyre and hold plee of al these thinges aforsaid, & vpon that make punishmẽtes is aforsayd,

Justices of peace.

forsayd, alwell at the suyte of the kyng as of the partie: and that fromhensforth nothyng be taken for the measurynge of suche corne in any wyse.

¶ Here begynneth the statutes made at Leycestre in the second yere of kyng Henry the fyfth.

Our soueraigne lorde the kinge, at his parliament holden at Leycestre, the last day of Apryl, the second yere of his reigne by the aduyse and assent of the lordes spirituall & temporal, & at the specyal instaunce and requeste of the comens of his realme in the same parlyament assembled, hath ordeyned & stablysshed diuers ordynaunces declaracyons and statutes made in the fourme and maner as foloweth.

¶ Fyrste for almoche as manye hospitals within the realme of Englande, founded alwel by the noble kynges of this same realme and lordes and ladyes bothe spirituall and temporall, as by dyuerse other estates, to the honoure of god and of his glorious mother, in ayde and meryte of the soules of the sayde foundours, to the which hospitalles the same foundours haue gyuen a great parte of theyr mouable goodes for the edyfycacyons of the same, and a great parte of theyr landes & tenementes, therwith to susteyne impotent men and women, lazares, men oute of theyr wyttes and mynde, and poore women with chylde, and to norysshe, relieue, and refresshe other pore people in the same, be now for the most parte decayed, and the goodes and profytes of the same by dyuers personnes as well spirituall as temporall withdrawen and dispended in an other vse, wherby many men and women haue dyed in great misery for defaute of ayde, kyndyng, and socoure, to the displeasure of god, and peryll of the soules of suche maner of spenders: The kynge oure soueraygne lorde, consyderynge the meritorious and deuoute ententes of the foundours aforesayd, and the insolent gouernaūces in the same, hath by the aduyse and assent aforesayde ordeyned and stablisshed, that as to the hospitalles, whiche be of the patronage and foundacyō of the kynge, te ordynaries by vertue of the kynges commissyons to them directed, shall enquyre of the maner and of the foundacyon of the sayd hospytals, and of the gouernaunce and estate of the same, and of all other maters necessarie and requysite in this behalfe, and the inquysicyons therof taken, shall certifye in the kynges chauncerie. And as to other hospitalles, which be of an other foūdacion and patronage than of the kinge, the ordinaries shall enquyre of the maner of the foundacyon, estate, and gouernaunce of the same, and of all other maters and thinges necessarie in this behalfe: and vpon that make therof correctyon and reformacyon after the lawes of holy churche, as to them belongeth.

Capi. i.

Hospitall.

Ordinaries.

¶ Item for almoche as many men haue ben condempned in the courtes of our soueraigne lorde the kyng, & in the courtes of his progenitours, alwel within the cytie of London as in other cyties and burghes within the realme of Englande, & by the vertue of suche condempnacions haue ben commytted to the pryson of our soueraygne lorde the kynge, there to remayne

Capi. ii.

Condempnation.

vntyll they haue made gree to the playntyffes, agaynste whome they were condempned: after by theyr suggestyon made in the chauncerye of our soueraigne lorde the kyng, they haue had dyuers wryttes called Cerciorari and Corpus cum causa, out of the chauncerie of oure soueraygne lord the king, directed to the sheryffes or to the wardens or kepers of the prisons, where such men condempned be holden, to haue their bodyes with the cause of the imprisonement of the men condempned aforesayde in the chauncerie, at the dayes conteyned in the sayde wryttes. After whiche wryttes, togyther with the bodye and the cause of the condempnacyon returned in the chauncerie aforesayde, the sayde men so condempned haue ben deliuered in the chauncerie aforsayd by bayl or by mayneris, or larged without bayl or maneris, agaynste the assent and wyll of the sayde playntyffes, and without any gree made to the sayd playntyffes of the summes, in the whiche they be condempned, against the law of the lande, & so remayne the said playntiffes without remedie, in hynderaunce of the state of suche plaintyffes, and in deletyng of the iudgemētes gyuen or rendred in the courtes aforsayd: Our soueraigne lorde the kynge, wyllyng herin to prouyde a remedie, by the aduyse & assent aforesayde, and at the requeste of the aforesayde comens, hath ordeyned and stablysshed, that yf any suche wrytte of Cerciorari, or Corpus cum causa, be graunted or shalbe graunted at any tyme hereafter, & vpon the sayde writ, that the prisoner, which is so holden in prison, be cōdempned be iudgement gyuen agaynste hym, that incontinent he shalbe remaunded where he shall remayn continually in prison, after the law & custome of the land, without beyng let to go by bayle or by mayneris against the wyl of the sayd playntyffes, vntyll gree be made to them of the summes so adiudged.

Cerciorari.

Corpus cum causa.

Capi. iii. ¶ Item for asmoche as dyuers of the kynges lyege people be dayly cyted to appere in the spirituall courte before spirituall iudges, there to answere to diuers persones, as well of thinges whiche touche freholde, det, trespas, couenauntes and other thynges, wherof the conusaunce parteyneth to the courte of oure soueraigne lorde the kinge, as of matrimony and testament, and whan suche persones so cyted appere, & demaunde a lybell of that that againste them is surmysed to be informed, to gyue theyr answere there, or otherwyse purchase a wryt of oure soueraygne lorde the kynge, of prohibicyon, accordynge to theyr case, whiche lybell to them is denyed by the sayde spirituall iudges, to the entent that suche persones shulde not be ayded by any suche wryt, against the law, and to the great domage of suche persones so impleded: Our sayde soueraygne lorde the kynge, by the aduyse & assent of the lordes spirituall and temporal, and at the prayer and instauns of the sayde comens, hath ordeyned and stablysshed, that at what tyme the lybell is grauntable by the lawe, that it be graunted and delyuered to the partie without any difficultie.

Lybell.

Capi. iiii. ¶ Item for asmoche as the seruauntes and labourers of the shyres of the realme of Englande do flee from countie to countie, because they wyll not be iustifyed by the ordynaunces and statutes by the lawe vpon them made, to the great domage of the gentyls, and of other, to whome they shulde serue, because

Labourers.

because that the sayd ordinaūces & statutes vpō them made be not executed in euery shyre: Our souerayne lord the kyng, wyllyng in this case to prouyde a remedie, by the aduyse & assent aforsayd, & at the requeste of the sayd comens hath ordeyned and stablisshed, that the statute of laborers, made at Canterbury, and all other good statutes of laborers, made & not repealed, be fermely holden and kepte, & put in due execucyon. And moreouer that the Justices of peace haue power to send theyr wrytte for suche fugitife laborers to euery sheryffe of the realme of England, and to make suche proces as the statute requyreth, to bryng them before them, to answer to our souerayne lorde the kyng and to the parties, of the contemptes and trespasses made or done agaynst the ordynaūces and statutes aforsayd, in lyke maner as the Justices haue power to sende to euery sheryffe for the theues before them indited. And also that all the statutes & ordynaunces of laborers seruauntes and artificers before this tyme made and not repealed, be exemplified vnder the great seale, and sent to euerye sheryffe of the realme of England, therof to make proclamacyon in full countie, and after this proclamacyon so made, that euery sheryffe shal cause the sayd exemplificacion to him directed, to be delyuered to the Justices of the peace in his countie named in the Quorum, or to one of them, to remayn with suche Justices, which be or shalbe for the better puttyng of the forsayd statutes and ordynaunces in due execucō. And in shyres where diuers cōmissyons of the peace be made, there shalbe so many exemplificacyons of the statutes & ordynaunces afore sayde made, as be commyssyons of the peace in the same shyres, and sent to the sheryffes to make proclamacyon, & to delyuer the same as is aforsayde: And that the Justices of the peace in euery shyre named of the Quorum, be reseaunt within the same shyre, excepte lordes named in the commyssion of the peace: and also excepte the Justices of the one benche & of the other, the chiefe baron of the eschecker, sergeaūtes at the lawe, and the kinges attorney, for the tyme that the same Justices, chiefe barō, sergeaūtes at the law, & the kynges atturney, be attendyng and occupied in the kynges courtes, or otherwyse in some other place occupied in the kinges seruice, make their sessyōs. iiii. tymes by the yere, that is to say in the fyrst weeke after the feast of saynt Mychell, and the fyrste weeke after the Epyphany, and in the fyrst weeke after the clause of Ester, & more often yf nede be. And that the same Justyces holde theyr sessyons throughout the realme of Englande in the same weeke euery yere from henceforth: And also that the Justices of peace from henceforthe haue power to exampne aswell all maner of laborers seruauntes and theyr maysters, as artyficers by theyr othes, of all thynges by them done contrarye to the sayde ordynaunces and statutes, and vpon that to punysshe theym vpon theyr confessyon, after the effecte of the statutes and ordynaunces aforesayd, as though they were conuicte by enquest: And that the sheryffe in euery shyre of the realme of Englande shall do wel and duely his office in this behalfe, vpō peyne to lose and to forfayt to our souerayne lorde the kynge. xx. li.

Iustices of peace.

Seale.

Sheryffe.

Commissyons of peace.

Sessyons.

¶ Item for asmoche as by the comens of the coūtie of Northumberlande, Capi. 6.

greuous complaytes haue ben made to our soueraygne lorde the kyng in this presente parlyament, of that that many murders, treasons manslaughters, roberies, and dyuers other offences, to many of the faythfull liege people of the same countie, by people dwellynge in the same countie within the fraunchyse of Tyndale and Eramshyre, where the kinges writtes renneth not, now of late haue ben perpetrated, otherwise than haue ben done or knowen before this tyme, To so many perils of the sayde lyege people of oure soueraygne lord the kyng, that without due remedie in this behalfe prouyded, they dare no longer there dwell, bycause that suche offenders be so fauored by suche fraunchyses: Our soueraigne lorde the kyng, by the aduyse and assent aforsayd, and at the requeste of the sayd comens, hath ordeyned & stablysshed, that yf any persone of the sayde fraunchyses of Tyndale & Eramshyre, reseaunt or dwellyng in the same, of what estate or condicyon that he be, do any murders, treasons, manslaughters, or roberies, or consent to do them out of the sayde fraunchyses of Tyndale and Eramshyre, processe shalbe made agaynste hym by the comen lawe, vntyll he be outlawed: And that after suche outlagarie pronounced and retourned, the Justices, before whome such outlagarie is returned, shal make therof certificacion to such mynyster or mynysters of the sayde fraunchyses, as to theym best shall seme in this behalfe accordyng to theyr discrecyon. And suche felon shalbe taken by such minister or ministers, and his landes and tenementes, goodes and catals beyng within the same fraunchyse seased into the handes of the lordes of the same fraunchyses of Tyndale & Eramshyre for the tyme beyng, as forfayte. And that the other landes and tenementes goodes and catals of suche felons, beynge out of the same fraunchyses, shall holly remayn to the kynge and to other lordes, hauynge therof fraunchyse, as forfayt. Sauyng always to the kynge the forfaytures of suche murderers, traytours, manslears, robers, and other offenders, and of other thynges which to hym do belong as of the ryght of his crowne.

Fraunchyse. Tyndale. Eramshyre.

Capi. vi.

Item for asmoche as before this tyme dyuers people, comprysed within trewes made aswell by our soueraigne lorde the kyng, whiche now is, as by his noble father, and also dyuers other people hauyng saufcõduytes aswel of our soueraigne lorde the kyng þ now is, as of his noble father, haue ben some slayne, robed, and spoyled, by the kynges lyege people and subiectes, aswel vpon the mayn see as within the portes and costes of the see of England, Irland, and of wales, wherby the sayd trewes & saufconduytes haue ben broken and offended, to the great dishonour and sclander of the kynge, and agaynste his dignitie: And the sayde manslears, robers, spoylers, and offenders of the sayd trewes and the kinges saufconduytes, as is afore declared, haue ben by dyuers of the kinges liege people and subiectes within the costes of dyuers counties receyued, abetted, procured, conceled, hyered, susteyned, & mayntened: Our sayd soueraigne lord the king, by the aduyse and assent aforsayd, and at the prayer of the sayd comens, hath ordeyned and declared, that suche manslaughter, roberie, spoylyng, brekynge of trewes and saufconduytes, & voluntarie receyte, abettement, procurement, concelyng,

Treuce.

Sauf conduite.

concelyng, hyeryng, ſuſteyning, and mayntenynng of ſuche perſones, to be done in tyme to come by any of the kinges lyege people and ſubiectes with in the realme of England, Irland, and wales, or vpon the mayn ſea, ſhalbe adiudged & determyned for hygh treaſon done agaynſt the kynges crowne and his dignite: And in euerye porte of the ſea be made and aſſigned from-henſforth by the king, by his letters patentes, one lawful man called a conſeruatour of the trewes and the kynges ſaufconduytes, whiche ſhall haue xl.li. of land by yere at the leaſt: And that the ſayde conſeruatour haue power and auctoritie by the ſayde letters patentes, and alſo by commiſſyon of the admyrall of Englande to enquyre of all ſuche treaſons and offences to be done agaynſt the trewes and the kynges ſaufconduytes vpō the mayne ſea, out of the bodye of the counties, and out of the fraūchyſes of the.v. portes of the kynge, as the admyralles of the kynges of Englande before this tyme reaſonably after the old cuſtome & law vpon the mayn ſea vſed, haue done or vſed. And alſo that the ſayde conſeruatour haue lyke and the ſame power, to punyſh al them, which be or ſhalbe endyted or accuſed before him as wel at the kinges ſuyt as at the parties, of any thing to be done againſt the trewes & the kinges ſaufconduytes vpon the mayn ſea, out of the body of the countie and lyberties of the realme of England, and out of the ſayde fraunchyſe of the.v. portes, by ſuche proceſſe, examinacyon, proues, determinacyon, iudgement, and execucion, as admyralles of the kinges of Englande before this tyme reaſonably accordyng to the olde cuſtome and lawe vppon the mayne ſea vſed, haue done or vſed. Excepte that the determinacyon of the dethe of man in this behalfe, and the execucyon of the ſame, ſhalbe always reſerued to the ſayd admyral, or to his general lieutenaunt, out of the ſayde fraunchyſes of the.v. portes. And that the ſayde conſeruatour haue full power and auctoritie to enquyre, aſwell within the lyberties and fraunchyſes as without, by men enhabitynge within the bodye of the countye and lybertie where the ſayd porte is, of all ſuch treaſons and offences to be done agaynſte the trewes and the kynges ſaufconduytes, within the bodye of the countie and lybertie where the ſayde porte is, and to make againſt thoſe perſones before him ſo endited, ſuch proces as here folowethe, that is to ſay, by Capias and exigend, which ſhall aſwell go into the counties, of whiche ſuche men ſo endited be ſuppoſed to be, as into the counties where ſuche enditementes be taken, which Capias and Exigend aforſayd, in both coūties, ſhalbe returned at one day, & that the fyrſt Capias in bothe counties haue daye of returne by a moneth at the leaſt. And in caſe that the Capias & Exigend be awarded in this behalfe, that the names & ſurnames of ſuch perſones ſo endited, and the towne and the coūtie & myſterie wherof they be, ſhalbe ſpecifyed and declared in the enditementes & proceſſes of the ſame: And that the ſayd conſeruatour haue full power to here at euery mānes ſuyte, whiche wyll complayn before him ſelfe or his lieutenaunt, of any offence done to the partie agaynſt the ſayd trewes and ſaufconduytes. And that two men lerned in the law be named and aſſociat in euery commyſſyon of our ſoueraigne lord the king, to be made to ſuche conſeruatour, and that

Treaſon.

Cōſeruatour

Admirall.

the ſayde conſeruatour, and the ſayd men lerned in the lawe, in the cõmiſſiõ to him aſſociat and aſſigned, haue full power & auctorytie to make delyueraunce, accordyng to the lawe and vſage of the land, of ſuch men ſo endited before the ſayde conſeruatour of thinges ſo to be done within the bodye of the countie or libertie where the ſayd porte is, agaynſt the ſayd trewes and the kynges ſaufconduytes, and to determyne ſuche ſutes cõmenced at any mannes ſute, whiche wyll complayne before the ſayde conſeruatour, of any offence to hym done agaynſt the ſayde trewes and ſaufconduytes, and ther of to make due redreſſe and remedie. And that the ſayd two men to the ſayd conſeruatour ſo aſſociat, be aſſiſtyng and attẽdyng to the ſayd cõſeruatour to make the delyueraunces and determynacyons in the maner and fourme aforeſayd, whan they be by the ſayd conſeruatour reaſonably requyred. And that the ſayd conſeruatour, & the ſaid two men of lawe, be ſworne, that they nor none of thẽ ſhall take fee, gyft, hyre, wages, reward, or brocage, of any other than of the king in any wyſe in this behalfe, in diſturbaũce of due execucyon and puniſhment of ſuche traytours & offenders aforeſayd. And that the ſayd conſeruatour ſhalbe reſyaũt in the porte and places where he ſhal be conſeruatour aſſigned as is aforeſayd. And euery conſeruatour ſhal take yerely for the ſayd office, xl. li. of the king at the leaſt, & that they be ſworne, that yf any perſone, of what eſtate or condicyõ ſo euer he be, procure, excite, or abette, to do any thyng contrarie to this ordynaunce and othe aforeſayde, that euery of them ſhal make due relacyõ to our ſoueraigne lorde the king, or to the chaunceler of Englande for the tyme beyng, as ſpydely as he well maye, without concelement in anye poynte, vpon payne of impriſonement, and to make fyne and raunſome at the kynges pleaſure. And that the ſayd conſeruatour haue a ſeale of our ſoueraigne lorde the king ordeyned for the ſayde office. And that the mayſter of the ſhyp, barge, or balyngar, or other veſſels in the ſayde porte be ſworne, and the owner alſo (yf he be preſent) before the ſayd conſeruatour, before that he paſſe out of the ſayd porte, that he ſhall not attempt to do any thyng agaynſt the ſayd trewes and the kynges ſaufconduytes. And alſo that the ſayd conſeruatour ſhal do to be enrolled of recorde before hym, alwell the names of ſuche owners and mayſters, as ỹ names of their ſhyp, barge, balyngar, or other veſſel, togyther wt ỹ nõbre of the mariners in ỹ ſame beyng. And yf they take any thyng of the kinges enemyes, or of any other, they ſhal do to be brought ſuch thynges takẽ into the porte, and therof make full enformacyon to the ſayde conſeruatour, before that they therof make diſcharge or ſale. Except that by force of wynde tẽpeſt, or of enemyes, or ſome other reaſonable cauſe ſuche ſhyp, barge, balyngar or other veſſell ought to entre into an other porte for the ſaluacyon of the ſame veſſell, or other cauſe reaſonable. And that thã they ſhall make full enformacyõ to the ſayd conſeruatour, or to the cõſeruatour of the port, in whiche the ſayd veſſels arryue or entre, of the ſayd taking, & of the quantitie of the ſame takyng, a letter teſtymonyall vnder the ſayd ſeale of the aforeſayd cõſeruatour, by the which the cõſeruatour of the ſayd porte, where of the veſſell or veſſels ſhall go out, may haue notice of the quantitie & alſo

Seale.

Mayſters of ſhyppes.

Letter teſtimoniall.

of the

of the value of the goodes and catals so taken. And yf anye owner or mayster of any shyp or other vessell, go oute of any porte of the realme of England, or discharge his shyp or vessell agaynst the fourme of this ordynaūs, that suche shyp or vessel, togyther with the thynge taken in the same duely made, be forfayt to the kyng, and the body of the owner or mayster of suche shyp or vessel cōmitted to prison, there to remayne vntyl he hath made fyne and raunsome to the kynge. Prouided always that no owners of shyppes, goyng out of any porte shal make no fyne nor raunsome nor haue imprisonement of bodye, yf the same owners be not in the same shyp at the tyme of the offence done agaynst this ordynaūs. And the sayde admyrall shall haue the forfaytures in al cases out of the sayd fraunchyse of the .v. portes afore sayd, as he hath had & hath ben accustomed of ryght to the offyce of the admyrall of England, before the makyng of this ordynaūs. And that al suche cōseruatours to be made within the sayd .v. portes, haue ỹ same auctoryte and power by the kynges letters patentes & cōmission of the warden of the same portes for the tyme beyng, to enquyre of such offences to be done vpō the mayne sea within the fraunchises of the .v. portes out of the body of the counties, & to punysh al them so endited or accused, which shalbe before the sayd cōseruatour of the same offences by lyke processe, examinatiō, proues, determinacyon, iudgement, & execucyon, as the sayd admyralles resonably accordyng to the olde custome & lawe vpon the sea vsed, haue done & vsed out of the sayd fraunchyse of the .v. portes, except that the determinacyō of the dethe of a man in this behalfe, and the execucyon of the same, be within the same fraunchyse of the .v. portes reserued to the sayde warden, or to his generall lieutenaūt there. And that ỹ same warden haue all the forfaytures there, in al such cases as he hath had & haue ben accustomed of ryght to the offyce of the warden of the .v. portes afore sayde before this tyme. And that the sayd conseruatours and euery of them, haue power to make full execucyon of this ordynauns in the forme afore sayde. And this ordynauns shall hold place & force, to do or attempt any thyng against this same ordynaūs, after the proclamacyon of this ordynauns and declaracyon made.

Fyue portes.

wardeyn of the .v. portes.

¶ Item for asmoch as great rumours, cōgregacyons and insurrectyons, here in the realme of England by dyuers of the kynges lyege people, aswel by them whiche were of the secte of heresie cōmenly called lollardrye, as by other of theyr confederacye, excitacyon, and abettement, nowe of late were made, to the intent to annulle, destroye, and subuerte the chrysten fayth, and the law of god and holy churche within this same realme of England, and also to destroye the same our soueraygne lorde the kynge and all other maner of estates of the same realme of Englande, as well spirituall as temporall, and also al manet of polycye, and fynally the lawes of the lande: The same our soueraygne lorde the kyng, to the honour of god, and in conseruacyon and fortificacyon of the chrysten faythe, and also in saluacyon of his royall estate, and of the estate of all his realme, wyllyng agaynste the malyce of suche heretykes and lollardes to prouyde a more open remedye and punyshment than hathe ben had and vsed in the case heretofore, so that for

Cap. vii.

Heresye.

Lollardrye.

feare of the same lawes and punyshement, suche heresyes and lollardyes maye the rather ceasse in tyme to come, by the aduyse & assent aforesayd, and at the prayer of the sayd comens, hath ordeyned and stably shed: that fyrste the chaunceler, treasorer, Justices of the one benche and of the other, Justices of peace, sheryffes, mayres, and baylyffes of cyties and townes, and all other officers, hauyng gouernauns of people, whiche nowe be or hereafter for the tyme shalbe, shal make an othe in takyng of theyr charges and occupacyons, to put theyr hole power and diligens, to put out and do to be put out, ceasse, and destroy al maner of heresies & errours, comenly called lollardyes, within the places where they exercyse theyr offices and occupacyons from tyme to tyme with all theyr power, & that they assyste the ordynaries and theyr cõmyssaries, & them fauour & maynteyne as often as they or any of them to that shalbe requyred by the same ordynaries or theyr cõmissaries so that whan the sayd officers and ministers, trauayle or ryde to arrest any lollarde, or to make assystence at the instauns and requeste of the ordynaries or theyr cõmissaries by vertue of this statute, that the same ordynaries and cõmissaries shall paye for theyr costes resonably. And that the kynges seruices, to the which the same officers be fyrst sworne, be preferred before all other statutes for ỹ lybertie of holy churche & the ministers of the same, and in especyall for the correctyon and punyshement of the heretykes and lollardes before this tyme made and not repelled beyng in theyr force. And also that all persons conuicte of heresie, of what estate, condicyon, or degree that they be, by the sayd ordynaries or other cõmyssaries left to the seculer power accordyng to the lawes of holy churche, shall lose & forfayt all theyr landes and tenementes, which they haue in fee simple in the maner as folo weth, that is to say that the kyng haue al the landes & tenementes, whiche the sayde conuyctes haue in fee simple, & holden of hym immediatly as forfait, and that the other lordes, of whom the landes & tenementes of suche conuyctes be holden immediatly after that the kyng is so seased & answered of the yere the day and the waste, haue lyuerey out of the kynges handes of the landes & tenemẽtes aforsayd of thẽ so holden, as it hath ben vsed in the case of Attaindre of felonye, except the landes & tenemẽtes which be holden of the ordynaries or theyr commyssaries, before whom any suche persons inpeched of heresie be cõuyct, which landes & tenementes entierly shal remayn to the kyng as forfayt. And moreouer ỹ al the goodes & catals of these psons so cõuycted, be forfayt to our soueraigne lord the kyng, so ỹ no person conuycte of heresie, & left to ỹ seculer power after the lawes of holy church, shal forfayt his landes before ỹ thẽ be dead. And if any suche person so cõuycte, be enfeffed be it by fyne, by dede, or without dede, in lãdes or tenemẽtes rentes or seruices in fee or otherwyse, or hath any other possessiõs or catals by gyft or graunt of any person or persons to an others vse, thã to ỹ vse of suche conuyctes, ỹ the same landes nor tenemẽtes, rentes nor seruyces, nor suche other possessions, nor catals shalbe forfayt to our soueraigne lord the kyng in no wyse. And moreouer that the iustices of ỹ kynges bench, & iustices of peace, & iustices of assyse, haue full power to enquyre of al thẽ which

Othe.

fait & lande

Justices of peace

holde

hold any errours or hereſies, as lollardes, & which be theyr mayntenours, receptours fauorers, & ſuſteyners, comē wyters of ſuch bokes, alwel of the ſermons as of theyr ſcoles conuenticles, congregacyons, & confederacies. And that this clauſe be put in commiſſions of the iuſtices of the peas. And if any perſons be endyted of any poyntes aforſayde, the ſayd iuſtices ſhall haue power to award againſt them a Capias, and the ſheryffe ſhalbe bound to arreſte the perſon or perſons ſo endyted as ſone as he may them fynde by hym or by his officers. And for aſmoche as the conyſauns of hereſie, errours, and lollardyes belongeth to the iudges of holy church and not to the ſeculer iudges, ſuche perſones endited ſhalbe delyuered to the ordynaries of the places or to theyr commyſſaries, by indentures bytwyxt them to be made, within .x. dayes after theyr arreſt, or ſoner if it may be, therof to be acquyte or conuycte by the lawes of holy church, in caſe that theſe perſones be not endited of an other thynge, wherof the conyſauns belongeth to the ſeculer iudges and officers, in whiche caſe, after that that they be acquyte or delyuered before the ſeculer iudges of ſuch thinges to the ſeculer iudges belongyng, they ſhalbe ſent in ſaufgarde to the ſayd ordynaries or to theyr commyſſaries, and to them delyuered by indētures, as before to be acquyte or conuicte of ſuch lollardyes, errours, or hereſies as is aforſayd, after the lawes of holy churche, and that within the terme aforſayde. Prouyded all ways that the ſayde enditementes be not taken in euydence, but for enforcyng before the ſpiritual iudges againſt ſuche perſones ſo endited, but that the ordynaries commence theyr proces againſt ſuch perſones endites in the ſame maner as though no enditement were, haupnge no regarde to ſuche enditementes. And if any be endited of hereſye, errour, or lollardyte, and taken by the ſheryffe or other officer, he ſhalbe let to maynpryſe within the ſayde .x. dayes by good ſuretie, for whom the ſayd ſheryffes or other officers wyll anſwer, ſo that the ſayd perſone or perſones, whiche were ſo endited, be redy to be delyuered to the ſayd ordynaries or to theyr cōmyſſaries before the ende of the ſayde .x. dayes, if he may by any meanes for ſykenes. And euery ordynarie ſhall haue ſufficient commiſſaries or cōmiſſarie dwelyng in euery countie in a place notable, ſo that if any ſuche perſone ſo endited be taken, that the ſayd commiſſaries or commiſſarie may be warned in the notable place where he dwelleth, by the ſheryffe or ſome of his officers, to come to the kynges layle in the ſame countie, there to reſceyue the ſame perſone ſo endited by indentures as before And that in the enqueſte in this caſe to be taken, the ſheryffes and other officers, to whom it belongeth ſhal doo to be empanelled good and ſufficient perſones, not ſuſpected nor procured, that is to ſay, that euery of them which ſhalbe ſo empanelled in ſuch enqueſt, haue within the realme of England. C. s. of landes, tenementes, or of rent by yere vpō payne to loſe to the kynges vſe .x. li. & they which ſhalbe empanelled in ſuche enqueſtes in wales, euerye of them ſhall haue to the value of .xl. s. by yere. And if any ſuche perſon be arreſted, be it by the ordynarie or by the kynges officers or mynyſters, and eſcape or breke the priſon before that he be acquyte before the ordynarie, the goodes & catals whiche

Shyrreffe.

Cognisance of Hereſie.

Maynpryſe

he had the day of such arrest, shalbe forfayt to the kyng and his landes and tenemẽtes, whiche he had the same day, seased also into the kynges handes the kynge shall haue the profytes therof from the sayd daye vntyll he be yelden to the pryson from which he escaped. And that the forsayd Justices haue full power to enquyre of al suche escapes, brekyng of pryson, and also of landes and tenementes goodes and catals of suche persones so endited. Prouyded also, that if any suche person endited do not returne to the sayd prison, and dyeth not conuycte, it shalbe lawfull to his heyres to entre into the landes and tenementes of theyr auncestre, without any other pursuyt makynge to the kynge for this cause, and the al they whiche haue liberties and fraunchyses royall in England, as in the countie of Chester the coũtie and libertie of Durham, and other lyke, and also al the lordes, which haue iurisdictyon and fraunchises royal in wales, where the kynges writtes do not ren, haue power to execute and put in due execucyon these artycles in al poyntes by them or by theyr officers, in lyke maner as the Justices & other the kynges officers before declared shuld do.

Cap. viii. Item wher as it is conteyned in the statute, made the. xiii. yere of the noble kyng Henry, father to our soueraigne lorde the kyng that now is amõges other thynges, that if any riote assemble or route of people agaynst the lawe be made in anye parte of the realme, than the Justices of the peace, thre or two of them at the leest, and the sheryffe or vndersheryffe of the countie, where suche riote, assemblee, or route shuld be made here after, shulde come with the power of the sayd countie, if nede were, to arrest them, and them shuld arreste, and the same Justices sheryffe or vndersheryffe shulde haue power to recorde that that they foũd so done in theyr presence agaynst the law, and that by recorde of the same Justices sheryffe or vndersheryffe suche trespassours or offendours shulde be conuicte in maner and fourme as is cõteyned in the statute of Forcible entres. And if it happen, that suche trespasours or offendours were departed before the commyng of the Justices sheryffe or vndersheryffe, that the same Justices. iii. or two of thẽ shall dylygently enquyre within a moneth after such riote, assemblee, or route of people so made, and the same here & determyne according to the lawe of the lande. And if the treuthe myght not be founde in maner as afore is sayd, than within a moneth than next ensuyng, the sayd Justices. iii. or. ii. of thẽ, and the sheryffe or vndersheryffe shall certifie before the kyng & his coũsell all the dede and circumstaunce of the same, whiche certificat shalbe of lyke force as the presentement of. xii. men, vpon which certificat the sayd trespassours and offendours shalbe put to answer, and they which be foũd gylty shuld be punished accordynge to the discrecion of the kyng and his coũsel. And moreouer that the Justices of peace, dwellynge nerest in euery countie where suche route, assemblee, and riote of people shuld be made hereafter, togyther with the sheryffe or vndersheryffe of the same counties, and also the Justices of assises for the tyme that they shalbe in theyr sessions, in case that any suche riote be made in theyr presence, shal make execucyon of this statute euery one of them vpon payne of an. C. li. to be payd to the kynge

as often

Ryotte. route. &c.

Justices of peace

Sheryffe.

as often as they shalbe found in defaute of execucyon of the same statute, And for almoche as many riotes, routes, and assembles, haue ben made in diuers partes of the realme, syns the makyng & proclamacion of the same statute, because that the same statute hath not ben put in due execucion, as our soueraigne lord the kyng hath perceyued by dyuers and greuous cõplayntes to hym made in this present pliament. The same our soueraigne lorde the kynge, wyllynge herof to prouyde a better remedie, by the aduyse and assent aforsayd, and at the prayer of the sayd cõens, hath ordeyned and stablisshed, that if defaut be foũd in the sayd .ii. iustices of the peace or iustices of assises, and the sheryffe or vndersheryffe of the countie, where suche riote, assemblee, or route shuld be made, touchyng the execucyõ þ they ought to make by vertue of the sayd statute, and wherof the sayd statute maketh mencyon, that than at the instauns of the partie greued, the kynges commyssyon shall go out vnder his great seale, to enquyre aswell of the treuth of the cause, and of the originall mater for the partie complaynaunt, as of the defaut or defautes of the sayd Justices, sheryffe, or vndersheryffe, in this behalfe supposed, to be directed to sufficient and indifferent persones at the nompnacyon and by the aduyse of the chaunceler of the realme of England. And that the sayd commyssyoners incontinent shall sende into the chauncerie the enquestes and maters before them in this behalfe taken and foũde. And moreouer that the coroners of the same countie for the tyme beyng, in which coũtie suche riote assẽblee or route shalbe made, shall make the panell vpõ the sayd cõmyssion returnable for the tyme that the sheryffe so supposed in defaut stande in his office, whiche coroners shall returne no persones but onely suche whiche haue landes, tenementes, or rentes, to the value of .x.li. by yere at the leest. And also that the same coroners shall returne vpon euery of the sayd persons empanelled at the fyrst day, whã issues be to be lost .xx.s. at the leest, and at the seconde day .xl.s. at the leest, and at the thyrd day .C.s. at the leest, and at euery day after the double at the leest, which issues so returned because of non apparaunce of suche persones empanelled, shallbe adiuged as forfayt to the kynge, and leuyable to his vse. And if defaut be found in the sayd coroners touchyng the returne of suche persons to be empanelled, or touchyng the returne of suche issues as afore is sayd, that euery of thẽ shal paye to the kynges vse .xl.li. And if it happen that the sayd sheryffe so reputed in defaute, be discharged of his office at the tyme that suche cõmyssion shall go out of the chauncerie, that thã the newe sheryffe of the same countie, his successour mediate or immediate for the tyme beyng, and not the coroners of the same countie, shall make the panel vpon this commyssyon, returnable in maner & fourme as the sayd coroners shuld do in tyme whan the sheryffe so reputed in defaute stode in his office. And that the same newe sheryffe shall incurre lyke payne of .xl.li. agaynst þ kyng, if any defaut in him be foũd touching the returne of þ other psones by hym empanelled, whiche haue not landes, tenementes, or rentes, to the value of .x.li. by yere, or of returnynge suche issues as the sayd coroners be aboue charged to returne, as the sayd coroners be, to lose agaynst the kyng

Cõmission.

Coroners.

Some bookes haue .xx.li.

in this

in this behalfe. And that the chaunceler of England for the tyme beyng, as sone as he may haue knowlege of suche riote assemblee or route, he shal do to be sent the kynges writte to the Justices of the peace, and to the sheryffe or vndersheryffe of the countie, where they be so made, that they shall put the statute therof made in execucyon, vpō the peyne conteyned in the same. And though that such writ come not to the sayd Justices sheryffe or vnder sheryffe, they shall not be excused of the peyne aforsayde, if they make not execucyon of the sayd statute. Prouyded always that the Justices & other officers aforsayd, shall do theyr offices aforsayd at the kynges costes, in goynge, taryenge, and returnyng, in doyng theyr sayd offices, by payment therof to be made by the sheryffe of the same countie for the tyme beyng by indentures betwyxte the sheryffe and the sayd iustices and other officers aforsayd to be made of the payment aforsayd: wherof the sayd sheryffe vpō his accompt in the escheker, maye haue due alowaunce. And that suche ryotours atteynted of great and heynous ryottes, shall haue one hole yeres imprysonemēt at the leest, without beyng let out of prysō by bayle, mayn-prise, or in any other maner durynge the yere aforsayd. And that the ryotours atteynted of pety riotes, shall haue imprysonement as best shal seme to the kynge and to his counsell. And that the fynes of suche riotours atteynted, shalbe by the sayd Justices encreased and put in greater summes than they were wont to be put in suche cases before this tyme, in ayde and supportacyon of the costes of the Justices and other officers aforsayd in this behalfe And that the kynges liege peole, beyng sufficient to trauayle in the countie where suche routes, assemblees, or riotes be, shallbe assistent to the Justices, commissioners, sheryffe or vnder sheryffe of the same cōsitie whan they shalbe reasonably warned to ryde with the sayd Justices, commyssyoners, and sheryffe, or vndersheryffe, in ayde to resyste suche ryotes, routes, and assembles, vpon payne of imprysonement, and to make fyne and raunsom to the kyng. And that the bayllyffes of fraunchyses shall do to be empanelled sufficient people, as before, vpon peyne of lose to the kyng xl.li. in case that suche sufficient persones may be founde within the same fraunchyses. And that lyke ordynaunces and peynes shal hold place and take effecte in cyties, borroughes, and other places, and townes infraunchysed, which haue Justices of the peace within the cities, borroughes, townes & other places aforsayd. And that this statute shall begynne to hold place incontynent after the proclamacyon therof made.

Bayllyffes of fraunchyses.

Capi. ix. ITem for alnoche as great and greuous complayntes haue bene made to oure soueraigne lorde the kynge, by the comens in this present parliament, of dyuers murders, manslaughters, roberies, bateries, assemblees of people in greate nombre, in maner of insurrection, and of dyuers other rebellions and riotes, and after suche offences the sayd felons and offenders flee, and withdrawe thē to dyuers woodes and secrete places and vnknowen and els where, to the intent and purpose to auoyd the execucyō of the cōmen lawe, and that they shuld not be brought to answere, wherupon our soueraigne lorde the kyng, consydering the aforsayd complaynt, by the

aduyse

aduyse and assent of the lo7des spirituall and tempo7all in the same parliament assembled, hath o7deyned and stablissched at the requeste of the sayd cõmens, that if any persone in tyme to come, come into the chauncerie, and make complaynt duely, that any suche felon o7 offendour as afo7e is sayd, flee o7 withd7awe them to any suche place o7 els where, to the intent afo7sayd, vpon suche a complaynt a byll shalbe sufficienly made fo7 the kynge, And the Chaunceler of Englãd fo7 the tyme beyng after such a byl to hym delyuered, if he may be duely enfourmed, that suche a byl conteyne trouth, shall haue po7wer to make acco7dyng to his discrecyon, a writ of Capias at the kynges suyte, dy7ected to the sheryffe of the countie o7 counties where the sayd murders, mauslaughters, roberies, bateries, and other offẽces be supposed by the sayd byll to be done and perpetrate, retornable in the sayd chauncerie at a certeyn daye. And if the persones in the sayd writte conteyned, be taken by the sayd sheryffe, o7 yeld them in the same chauncerie, that than suche persones shalbe put in warde o7 keppynge, o7 to maynp7ys, after the discrecyon of the chaũceler. And mo7eouer be it cõmaunded to enquyre of suche offences, and vpon that shalbe done as the la we requ7eth. And if the sheryffe returne at the day of the Capias returnable, that the persones in the same comp7ised to7 any of these causes afo7sayd, maye not be by hym taken, and the same persones do not yeld them in the sayd chauncerie, that than the sayd chaunceler shall do to be made a writ of p7oclamacyon, directed to the sayd sheryffe, returnable in the kynges benche at a certeyn daye, & he shal make p7oclamacyon in two coũties, that the persones named in the sayd writ, shall come at the sayd day in the benche afo7sayd, there to answer to the mater comp7ysed within the sayd byll, vpon payne to be conuicte of the mater comp7ysed in the sayd byll. And that in euery suche writte of p7oclamacyon shalbe conteyned the substance of the mater comp7ised within the sayd byll, and if they come not at the day of suche p7oclamacyon returned, than shall they be holden and adiudged fo7 conuicte and atteynted as afo7e is sayd. And if they come at the p7oclamacyon, be it of them enquyred and done in maner as aboue is sayd. P7ouyded alwayes, that if the suggestions of suche riotes be witnessed to the chaũceler of England by letters sealed vnder the seales of two Justices of peace at the leest, & the sheryffe of ỹ countie, where suche riottes shalbe made, befo7e that the writ of Capias be graunted, in whiche writ of Capias the mater, which is comp7ysed within the same byll, shalbe alwell exp7essed as in the writ of p7oclamacyon therof to be made: And if suche case happen in the countie palatyne of Lancastre, o7 els where in any fraunchise, where there is a chaunceler and a seale, that than the chaũceler of England shall do to be writen o7 sent by the kynges writ to the chaunceler of suche couutte o7 fraunchyse, all the suggestion in the sayd byl comp7ysed, comnaundyng hym to make suche execucyon as in the sayd article is comp7ysed, so that alwayes that the kynges writ shal not ren out of the chauncerie of England in suche a countie o7 fraũchyse, other wyse than hath ben vsed in tyme past. And that this o7dynauns shal stand in his fo7ce vntyll the ende of the next parliament.

Byll.

Chancellour.

Capias.

writte of p7oclamatiõ.

Sheryffe.

There

¶ Here begynneth an other statute made at westmynster the same seconde yere.

Ur soueraigne lorde the kynge at his parliament holden at westmynster, the monday next after the feast of saynt Hylary, the seconde yere of his reigne, by the aduyse and assent of the lordes spirituall and temporall, and at the specyal instaunce and requeste of the comens of his realme than there assembled, hath ordeyned, made, and stablisshed dyuers ordynaunces and statutes in the fourme folowyng.

Capi. i. Justices of peace.

¶ Fyrst that the Justices of the peace from hensforth to be made within the cōtees of England, shalbe made of the moste sufficient persones dwellyng in the same counties, by the aduyse of the chaunceler and of the kynges counsell, without takynge other persones dwellynge in foreyn counties to occupie suche office, excepte the lordes and the Justices of assyses nowe named and to be named by the kyng and his counsell. And excepte also the kynges chiefe stewardes of the landes and seygnyouryes of the duchye of Lancaster in the Northe partyes and in the South, for the tyme beynge.

Capi. ii. Parysshe Preestes.

¶ Item where as it is conteyned in the statute, made the. xxvbi. yere of kynge Edwarde the thyrd after the conqueste, that no parysshe preeste nor yerely preeste shulde take but. x. markes or. vi. at the moste for theyr wages by yere, where the parysshe preestes whiche nowe be, wyll not serue but for. xl. xli. xii. markes or. x. markes by yere at the leaste, agaynste the fourme of the sayde statute, to the great domage of the kynges liege people, as he hath perceyued by the compleynte of the commens of his lande. The kyng wyllyng for the same to prouyde remedye in ease of his sayd comens, hath ordeyned & stablisshed, that no yerely chappeleyne within the realme shall take from hensforthe more for his hole wages by yere, that is to saye, for his boorde, apparell, & other necessaryes, but. viii. markes, nor the parysshe preestes, whiche be or shalbe reteyned to serue cures, shall take from hensforth for theyr hole wages by yere, that is to say, for the thynges aforsayd but. viii. markes, oneles it be by lycence of the ordynarye, so that the hole somme passe not. xl. markes.

Capi. iii. Enquest. Jurours.

¶ Item the kyng considerynge the great mischeues & dishersons, which dayly happen throughout all the realme as wel in case of dethe of a man as in case of freholde and in other cases, by them whiche passe in enquestes in the sayd cases, which be comyn iurours and other, whiche haue but lytel to lyue vpon, but by suche enqueste, & whiche haue no thynge to lose, bycause of theyr fals othes, wherby they offend theyr cōsciēce the more largely, and wyllyng therof to haue correction and amendemēt, hath ordeyned & stablisshed, by the assent of the lordes & comens aforsayd, that no person shalbe admitted to passe in any enqueste vpon tryall of the deth of a man, nor in any enqueste betwixte partye & partye in plee reall nor in plee personall, wherof the dette and damages declared amounte to. xl. markes, if the same persone haue no landes or tenementes of the yerely valour of. xl. s. aboue all charges of the same, so that it be chalenged by the party, that any suche person so

ſon ſo empanelled in the ſame caſes haue not landes or tenementes of the
yerely value of.xl.s. aboue the charges as afore is ſayd.

¶Item for as moche as the goldſmythes of England of theyr couyn and
ordynaunce wyl not ſell the thynges of theyr miſterye gylt, but at ꝑ double
pryce of the weyght of the ſyluer of the ſame, whiche ſemeth to the kynge
very outragyous and to exceſſyue a pryce. The kyng for the caſe of his peo
ple, wylling to remedye the ſame, hath ordeined and ſtabliſſhed, that al the
goldſmythes of Englande ſhall gylte no ſyluer wars than of the allay of
the Engliſſhe ſterlynge, and that they take for the pounde of Troy gylte
but.xlvi.s.viii.d. at the moſt, and of greater weyght and leſſe accordynge
to the quantitye and rate of the ſame ſomme. And that whiche ſhalbe by
them gylte from henſforthe, be of a reaſonable pryce and not exceſſyue. And
if any goldſmyth do contrarie to this ſtatute, he ſhall forfayt to the kynge
the valour of the thynge ſo ſolde.

Capt.iiii. Goldſmyth.

¶Item for aſmoche as ſythens the rebellyon of the ſhalſhmen wo we late
reformed, many of the rebels of wales, with other theyr adherētes, with
force and armes in the maner of warre, ſomtymes by day and ſomtymes by
nyght, haue comen into the counties of Saloꝑ, Hereford, and Glouceſtre,
and in other places bordering vpon the ſame coūtreys, and in dyuers wo
des and other place there hyd & lodged, haue traytorouſly and felonouſly
taken many of ꝑ kynges faythful liege people, ſome in rydyng about theyr
marchaundyſes and doyng theyr other buſynes, and ſome in theyr houſes,
where they were abydyng, doyng theyr workes & theyr huſbondrie in god
des peace and the kynges, and thoſe the kynges liege people ſo taken, haue
brought out of theyr cuntrey to dyuers parties of wales, & them haue kept
and withholden with them in the mountayns of thoſe parties of wales by
halfe a yere, ſomtyme more and ſomtyme leeſſe, tyll they haue raunſomed
ſome of the ſayd liege people to an.C.li. and ſome more after theyr rate, in
lyke maner as is vſed in tyme of warre, to the great damage & myſchiefe
of the people of the ſayd counties and coūtreys, and to an euyll example, if
it be not the rather remedied, as the kyng bythe greuous complaynt of the
comēs hath percepued. Our ſoueraigne lord the kyng, wyllyng agaynſt al
ſuche offenders to ordeyne a due puniſſhement, hath ordeyned and ſtabliſ
ſhed, that the Juſtices of peace within the counties of Englande aſſigned
for the tyme, ſhall haue power to enquyre, here, and determyne al maner of
ſuche treaſons & felonyes, aſwel at the kynges ſuyte as at the parties: So
that in caſe that ſuch offenders wyl not appere before the ſayd Juſtices, to
anſwer as the lawe requyreth in this behalfe, tyl they be according to the
cuſtome of the realme outlawed, than the ſame Juſtices ſhall certifie by
theyr letters vnder theyr ſeales, the officers of the ſeigniouries, in whiche
ſuche outlawes be withdrawen abydyng or reſpaūt, of the outlagarie vp
on them ſo pronoūced. And that the ſame officers vpon that certificacyon,
take the bodyes of thoſe outlawes, and do execucyon vpon thē in the ſame
ſeygnyourye, as the lawe demaundeth without fyne or raunſom in this
behalfe to be made.

Cap. v.

wales.

Juſtices of peace.

¶Item

Capi. bi.

Staple.

Hampton.

Berwyke.

Marchãtes.

Tynne.

Wolles.

Felles. &c.

¶ Item where as in the parliament holden the fyrſt yere of kyng Henry the fourth, father to the kynge that nowe is, by the aduyſe of the lordes & comens in the ſame aſſembled, it was ordeyned & aſſented, that the ſtaple of wolles, lether, wolfelles, lead, and tynne, ſhuld be holly at Caleys. Prouyng alwaye, that all the marchauntes of Jeane, Venyce, Catelougne, Aragon, and of other realmes, landes, and cuntreys, towardes the weſt, beyng of the kynges amytie, that wold bryng to Hampton or els where within the realme, carykes, ſhippes, galeys, or other veſſels charged or diſcharged, myght frely tel their marchaundyſes to whome pleaſed them, & there to recharge al their ſayd veſſels of wolles, lether, wolfelles, lead, & tynne, and of other marchaundyſes of the ſtaple, and frely bryng them into their contrey towardes the weſt, after the fourme of the ſtatute therof made the ſecond yere of kyng Rychard the ſecond after the cõqueſte. And ſaued alſo to the burgeſys and marchauntes of the towne of Berwyke vpõ Twede and to the telyauntes & inhabitaũtes in the ſame, that they may bye wolles, lether, and wolfelles, aſwel of the growyng of Tyndale and other places within the realme of Scotlande, and other of the growynge of Englande, that is to ſay, of al that place betwyxte the waters of Twede and Tweet, as of the growynge of other parties within the realme of Scotland: And the ſame wolles, felles, & lether, to bryng to ỹ porte of the ſayd towne of Berwyke, & to cary thẽ to foreyn pties, or ſet thẽ to ſale in ỹ ſayd towne of Ber. accordynge to ỹ forme & effecte of an ordynaũce therof made ỹ fyrſt yere of ỹ ſayd kynge Rychard. & now ſo it is, ỹ certeyn marchaũtes, aſwel of ỹ Iſles of Jerneſey & Gerneſey, as marchantes of ỹ pties of Bryt, and Guyon, do bye in dyuers places of Cornewall hole tynne not molté, & the ſame cary & ſend to be ſold into dyuers pties of Fraũce, Normãdye, Bryt. Guyõ, & els where than to the ſayd ſtaple, & alſo dyuers other marchaũtes aſwell denyſyns as ſtraungers, do bye & ſend molten tynne, called ſhotyn tynne, out of the realme to the parties of Flaũdres, Holand, Seland, and to other parties beyond the ſee, than to the ſayd ſtaple, agaynſt the fourme of the ſayd ordynaunce ſo late made, to the great fraude, loſſe, and domage to the kynge, as of his cuſtomes, and to the hynderaũce of al the repairers to the ſame ſtaple, as the kynge is therof certyfyed by the motyon of his comens now preſent: The kynge conſyderynge the ſame ordynaunce to be neceſſarie and profytable for hym & the ſayd ſtaple, wyll, grauntethe, and cõmaundeth, that the ſame ſhal ſtande in his force, and moreouer the kyng by the aſſent of his lordes ſpirituall and tẽporall, and of his cõmens here aſſẽbled in this parliament wyl & ordeyneth, that no wolles, felles, lether, lead, nor tynne, hole or molté, called ſhoten tynne, nor none other marchandiſe of the ſtaple, fromhenſforth ſhalbe ſent nor caried to any pties beyond the ſee, oneles they be fyrſt brought to the ſayd ſtaple after the fourme of ỹ ſaid ordynaunce made the ſayd fyrſt yere of kyng Henry, vpõ peyne of forfayture of al the marchandiſes in ſuche maner ſent or caried out of ỹ realme, oneles it be by the kynges lycence, & except thoſe plons, places, & thynges, which be excepted in the ſayd ordynaũce made in the ſayd fyrſt yere of

the ſayd

the sayd kyng Henry for the tyme that the persons of the places so excepted be of the kynges amytie, and that in the fourme cõteyned in the same ordynaunce. And moreouer that euery man (except those before excepted) whiche shall sende or carye any such marchaundyses of the staple out of the realme of Englande in tyme to come, shall fynde good and sufficyent suerte to the kyng before his customers of the place where the same marchaũdyses shal be taken and customed within the same realme, before that he departe with the same marchaundises, that he shall fyrst bryng or send them to the sayde staple in the fourme aforsayd, Oneles he haue the kynges lycence, as afore is sayde

¶ Here begynneth the statute made at westmynster the thyrde yere of kyng Henry the fyfth.

AT the parliament holden at westmynster, the monday nexte after the feast of all sayntes, the thyrde yere of the reygne of kyng Henry the fyfth, a statute was made by the kynge our soueraigne lorde, of the assent of all the lordes spiritual and temporall, and at the requeste of the comens of Englande there assembled, for the comen profyt & weale of al ỹ realme, that is to say, that galyhalfpens, & the money called Suskyne & Dotkyne and all maner Scottysh money of syluer, shalbe put out, and not to be current hereafter for any paymẽt in the realme of England. Joyned to ỹ same, that proclamacyon be made throughe all the counties of Englande within fraũchyses and without and els where, that al that haue galyhalfpens suskyns or dotkyns, shall bryng them to be kynges eschaunges betwyxt this and the feast of Ester nert ensuyng, there to be broken, & that that is found good syluer, there to be stryken & coyned in englysh halfpens. And all they whiche after the sayd feast of Ester do make coyne, bye, or bring into the realme of England any galyhalfpens, suskyns, or dotkyns, to sell them, or to put them in payment in the same realme, & therof be atteynted, they shalbe iudged as felons of our soueraigne lorde the kynge, & shall forfayt al theyr landes and tenementes, goodes and catals. And that the lordes, of whom suche landes and tenementes be holden, shall haue & enioy the forfaytures as in other cases of felonye. And yf any of the kinges lyege people or other person put galyhalfpens, suskyns, or dotkyns in payment, or them receyue in payment within the realme of Englande, and therof be duely atteynted, they shall forfayt at euery tyme that they make suche paymentes or receyte C.s. wherof our soueraygne lorde the kyng shall haue the one halfe, and he that wyl sue for the kyng therof to atteynt them, shall haue the other halfe, and that aswell the Justices of peace within all the counties of Englande, as mayres and baylyffes within cyties and burghes, and stewardes of lordes in theyr viewe of frankplege, shall haue power to enquyre by good enquestes to be taken before thẽ of al the maters aforsayd. And that the sayd mayres and baylyffes, after the sayd enquestes before them taken, shal send the same inquisicyons before the Justices of peace of the coũties, in whiche

Galy halfe pens.

Suskyne & Dotkyne.

Money.

Justices of peace.

Mayres. Baylyffes. Stewardes.

the sayd cyties and burghes be. And that the sayde Justices of the peace of the counties haue power, aswell of the sayde inquysicyons so taken before suche mayres and baylyffes, and sent before the sayde Justices (as afore is sayd) as vpon other inquysicyōs before the same Justices of peace in theyr sessions to be taken touchyng the sayde maters, to make processe, and to awarde the Capias and exigent, and to here & determyne all the maters accordynge to theyr discrecyon, as in other cases of felonyes & trespases hath ben vsed before this tyme.

¶ Here foloweth an other statute made at westmynster the same thyrde yere.

OVr soueraygne lord the kinge, at his parlyament holden at westmynster, the monday the. vi. day of Marche, the thyrde yere of his reygne, by the aduyse & assent of his lordes spirituall & temporall, & at the requeste of the comens assembled in the same parliament, hath ordeyned & stablysshed diuers ordynaunces and statutes in the fourme as folo weth.

Capi. i. ¶ Fyrst that holy churche haue all her liberties and fraunchyses, and that the lordes spirituall and temporall, and other the kynges lyege people hauyng lyberties and fraunchyses, & al the cyties and burghes of the realme haue and enioye all theyr lyberties and fraunchyses, whiche they haue had of the grauntes of the kynges progenitours, and of the confirmacyō of the same our soueraygne lorde the kyng, or his owne graunt: Excepte alwayes those fraunchyses and lyberties, whiche be repealed in this present parlyament, and those that be repealed by the comen lawe.

Capi. ii. ¶ Item for asmoche as there be dyuers abbotes, priours, and other relygious persones, wherof some be of the kinges foundacyō, & some of the fundacyon of other lordes of the realme of Englande, dwellyng aswell within the countie of Lancaster as in the countie of Yorke, wherof some haue possessions within the wapentakes of Staynecliffe wapentake and frendeles wapentake in Crauen in the countie of Yorke, & some not, agaynste whom diuers persons dayly by abbettement and procurement of the baylyffes ap priouers of the courtes of the sayd wapētakes, and the stewardes that hold plees in the sayd courtes, and of fermours of the profytes and reuenues of the sayd courtes layn and procure by them and other of their couyn and assent, dyuers playntes, plees of det, and trespas, and other plees against the in the courtes of the sayde wapentakes, and there where as the same abbottes and priours come to the sayd courtes, for the defence of suche wrongful pleyntes and plees, and prayen and profre to the stewardes and baylyffes of the sayde courtes to make theyr atturneys in suche plees: the sayde stewardes and baylyffes the same refuse, and wyl not receyue suche atturneys of suche abottes and priours in any plee of det or trespas nor in anye other plee, & that notwithstandyng the same stewardes and baylyffes of theyr owne auctorite do amerce the said abbottes and priours for euery pleynt at the fyrst tyme. xii. d. and at euery other tyme for euery of the sayde pleyntes. x. d. and

xx. d.

xx.li. and more, at their owne wyll, to the great domage & greuaunce of the sayde abbotes and priours and agaynste reason and the comen lawe of the land: The kyng hath ordeyned remedye of the sayd greuaūces, that al such abbotes and priours, and their successours and euery of them, so vexed and to be vexed in the sayde courtes, may make their generall attorneys or attorney, that is to saye euerye of them vnder the comen seale of his house, to gayne & lose in euery maner of plee of det & trespas, & in any other plee moued or to be moued in the sayd courtes & in al other courtes within the sayd wapentakes. And that the stewardes and baylyffes in the sayde courtes receyue the sayde attorneys so made and named without any contradiction. And yf the same stewardes or baylyffes refuse to receyue any suche attorneys or attorney, so made and named to be made or to be named, that than the stewardes and baylyffes at euerye tyme of suche refusell of suche attorneys, shall forfayt and incurre the payne of x.li. to our soueraigne lord the kyng. And that the sayde abbottes and priours, or their successours in the sayd courtes, nor none of them, be in any wyse amerced for any nonsuyt or defaut otherwyse than secular persons. And that this ordynaunce stand in his force for all the yere nexte folowyng, and tyl the parliament in the same yere nexte folowynge.

some bookes be.x.s. & xx.s.

Attorney.

Capi.iii. Bytons.

¶ Item where as dyuers bytons be nowe late cōmen within the realme, some of them abydyng about the queenes person in her house & some nygh the sayd house and els where within the sayd realme, for to here, know, and perceyue the secretnes of the realme, & the same to discouer to bytōs, which be the greatest enemyes of the king and of his realme, and for to cary away the moneye and iewels out of the sayde realme, in great prejudice and domage to the kyng and to all his realme, as our soueraigne lorde the kynge by the greuous complaynt of his comens is instructed: The same oure soueraigne lord the kyng wyll and hath ordeyned, that al such bytons dwelyng in the queenes house, and other abydinge nygh to the same house and els where, not made denysyns, shalbe voyded out of the realme. And that proclamacyon be made, that the sayde bytons do voyde oute of the realme betwyxt this and the feast of sayut John the baptist nexte commyng, & that vpon peyne of lyfe and of membre.

Capi.iiii. Prouysions.

¶ Item where as in the tyme of kyng Henry the fourth, father to our soueraigne lord the king that now is, the.vii. yere of his reigne to eschew many discordes and debates and dyuers other myschieues, whyche were lykely to ryse and happen, because of many prouisyons than made or to be made by the pope, and also of lycence therupon graunted, by the sayde late kyng, amonges other thinges it was ordeyned and stablysshed, that no suche lycence or pardon so graunted before the same ordinaūce, nor after ward to be graūted, shuld be auaylable to any benefice full of any encumbent at ye day of the date of suche lycence or pardon graunted: Neuertheles dyuers persons, hauyng prouisyons of the pope of dyuers benefyces in England and els where & lycences royall to execute the sayde prouisyons, haue by colour of the same prouysions, lycences, and acceptacyons, of the sayde benefyces,

subtylly excluded dyuers persones of theyr benefyces, in whiche they haue ben incũbentes by a long season of the collacyon of ỹ very patrõs spirituall to thẽ duely made to theyr intent, to the fynall destructyon & eneruaryon of the estates of the same incũbentes: The kyng wyllyng to voyde suche mischieues, hath ordeyned & stablysshed, that all the incũbentes of euery benefyce of holy churche, of the patronage collacyõ or presentacyon of spirituall patrõs, may peacybly & quietly enioy theyr sayd benefices, without beynge inquieted, molested, or any wyse grieued by any colour of such prouisions, lycences, & acceptacyõs. And that al the lycences & pardons vpõ & by suche prouisyons made in any maner, shalbe voyde and of no valour. And yf any fele hym selfe greeued, molested, or inquyeted, in any wyse from henceforthe by any, by colour of suche prouisyons, lycences, pardons, or acceptacyons, that the same molestours, greuours, and inquyetours, and euery of them, haue & incurre the payne & punyshmetes conteyned in the statutes of Prouysours before this tyme made, and that by processe of Premunire facias fourmed vppon the case. And that the partye, whyche shall sue by the same wryt, shall recouer his treble damages, yf the defendauntes named in the same wryt or any of them be conuicte in this partie.

Incumbent.

Cap. v. ITem where as by the statute made in the parliament holden at Westmynster, the .xiii. yere of kyng Rychard the second, it was ordeyned and stablysshed, that in assyses iuryes and in all other enquestes, which from henceforth shulde be taken betwyxte partie and partie, before the mayre & baylyfes of the cytie of Lyncolne, whiche for the tyme shuld be, yf any of the parties than dyd complayn hym of fals othes made by suche assyses, iuries, or enquestes, that the atteynt shuld be graunted to hym, and the record shulde be sent by wryt into the kynges benche, or into the comen benche. And that the sherysse shulde array the panell of the iurie of suche atteynt aforeseyns, without sendyng to the fraūchyse of the sayd cytie. And the Justices shulde take the same iurye of the same forseyns, not withstandyng any fraunchyse graunted to the sayde cytie, or anye other vsage to the contrarie: Neuertheles for almoche as syr Henry late kyng of Englande, father to our souereigne lorde the kyng that now is, the .xxi. daye of Nouembre, the .xiii. yere of his reigne, by his letters patentes amõges others, graūted to the mayre and comunaltie of the sayde cytie, that the name of baylyffes of the same cytie shuld be translate into the name of sherysses, and that the same cytie, suburbes, and the precynct of the same, excepte the castel of Lyncolne and the walles and dytches of the same, shulde forever be called the countie of the cytie of Lyncolne: dyuers people be and haue ben in ambyguytie, whether a man that wyll complayne of a fals othe, made in the countie of the sayde cytie, after by force of the sayd statute shuld haue a wryt of atteynt directed to the sherysse of the countye of Lyncolne, to be arrayed by people of the same countie, or not, and also of other artycles and poynctes of the sayde statute: The kynge wyllynge to put out all maner ambyguytes and doubtes in this partie, hath ordeyned, graunted, and stablysshed, that in assyses iuryes and al other enquestes, which be and shalbe taken betwixt partie and

Atteynt.

Lyncolne.

Othe.

partie

partie, before the mayre and baylyffes, or before the sheryffe of the countie of the cytie of Lyncolne, whiche for the tyme is and shalbe, or any of them, yf any of the sayde parties do complayne of a fals othe made by suche assyses, iurves, and enquestes, a writte of attevnt shalde graunted to hym, directed to the sheryffe of the sayde countie of Lyncolne for the same tyme beynge, and the same recorde shalbe sent by a writte into the kynges benche, or into the comen benche. And that the sheryffe of the countie of Lyncolne, whiche for the tyme shalbe, shall arraye the panell of the iurye of suche attevnt of people of the countye of Lyncolne. And that the Justyces of the kynge and of his heyres, shall take the same iurie of people of the countie of Lyncolne, after the intent and effecte of the sayde statute, notwithstandyng the sayde letters patentes, or any thyng therin conteyned, or any possessyon or other thyng by force of the same letters had or made, or any fraūchyse graunted or to be graūted to the cytesyns of the sayd cytie, or to theyr successours, or other vsage to the contrarie, in that ẏ the sayd cytie of Lyncolne is so made incorporate.

Capt. vi.

¶ Item bycause that before this tyme great doubte and ambiguitie hath ben whether that clyppynge, wasshynge, and fylynge of the money of the lād ought to be iudged treason or not, for asmoche as mēcyō therof is made in the declaracyon of the artycles of treason, made in the parlyament holden the .xxv. yere of kynge Edwarde the thyrde: The same our soueraygne lorde the kyng, wyllynge to auoyde suche ambyguytie or doubte, and to put the same in a certeyntie, hath declared in this present parlyament, that such clyppynge, wasshyng, and fylynge, shalbe iudged for treason, and they that so do clyp, washe and fyle the money of the lande, shalbe iudged traytours to the kynge and to the realme, and shall incurre the peyne of treason.

Treason.

Clyppynge washynge and fyling of money.

Capi. vii.

¶ Item where as counterfaytynge, clyppynge, wasshynge, and other falsytie of money of the lande, is moche more vsed and dayly dothe more habounde than it was wont, bycause that the punysshement of the same perteyneth not to any iudges of the realme, but to the kynges Justices before hym selfe, or by specyall commyssions therto assygned, and very lykely destructyon of the money may ensue, oneles hastye execucyon and remedye be prouyded, as the kyng by the greuous complaynt of his comens hath perceyued: The same our soueraygne lorde the kynge, wyllyng to remedye the same hath ordeyned and stablysshed, that the kynges Justyces assygned to take assyses in all the counties of Englande, shall haue power by the kynges commyssyons to here and determyne in theyr sessions, aswel of the counterfaytynge, and of the bryngynge of suche fals money into the realme, as of clyppyng, wasshynge, and euerye other falsytie of the sayde money. And that the Justices of peace through the realme, shal haue power by the kynges commyssyons, to enquyre of all suche maters, and theruppon to make proceſſe by capias onely agaynste those, whiche before theym shalbe therof endyted.

Clipping, &c.

Money.

Justices of assyses.

Justices of peace.

¶ Item where as the comens of the realme haue often tymes in dyuers parlyamentes complayned, of that that dyuers ordynaries do take for the

Ca. viii.

Probate of testamentes.

probate of a testament and other thinges perteynyng to the offyces in this behalfe somtyme .xl.s. or .lx.s. and somtyme more, agaynst ryght and lawe, and otherwyse than was wont to be payd for them in the tyme of kyng Edwarde the thyrd, that is to say .ii.s.vi.d. or .v.s. at the moste, whereby the testamēt of the testatour may not be executed accordyng to the last wyl of the same testatour, to the great domage and hynderaunce of the comen welth: The kyng wyllyng for the welth & ease of his people to voyd suche oppression, and to prouide remedie in the case, hath ordeined, that none ordinarie shall take fromhenceforth, for the probate of any testament with the inuentorie, & for the other thynges appertaynyng to the same, no more than was accustomed and vsed in this parte in the tyme of the sayde kynge Edward the thyrde, vpon payne to yeld to him that feleth hym greued the treble so receyued, yf he wyl sue by the course of the law, so that all maner of executours shal yeld theyr accoumptes to the ordynaries holly of the testatours goodes. And that this ordinaūce stand in his force tyl the ende of the yere next commyng, & moreouer tyl the parlyament the same yere next ensuynge.

Here begynneth the statute made at westmynster the fourth yere of kynge Henry the fyfth.

AT the parlyament holden at Westmynster, the .xix. daye of October, the fourth yere of the reygne of kynge Henry the fyfth after ther conqueste, The same oure soueraigne lorde the kyng, of the assent of the prelates, dukes, erles, barons, and at the especyall instaunce and requeste of the commens assembled in the same parlyament, hathe done to be ordeyned and stablysshed certeyne statutes and ordynaunces in the fourme as foloweth.

Capi.i. Chartres.

FYrste that the great chartre, and the chartre of the foreste, and all other statutes and ordynaunces made in his tyme, and in the tyme of his noble progenitours kynges of Englande, and not repealed, shalbe fermely holden and kepte in all poyntes.

Capi.ii. Shyreffes.

Item that all the sheryffes of England shal haue allowaūce vpon their accomptes by theyr othes of thynges casuall, as of estretes that sowne not nor renne not in ferme nor in demaunde. But of all suche thynges that sowne or renne in yerelye fermes or yerelye demaundes, they shalbe charged agaynste the kynge, as the sheryffes haue ben charged in this case in tymes past.

Capi.iii.

Item that the patenmakers in the realme of Englande from henceforthe shall

shall make no patens nor clogges of tymbet called alpe, vpon payn to pay to the kynge. C.s. at euery tyme that the sayd patenmakers make any patens or clogges of the sayde tymbet. And that euerye man that wyll sue for the kyng, shal haue the one halfe of the peyne to forfait, so that the fletchers throughe the realme shall sell theyr arrowes at a more ease and reasonable pryce from henceforth than they were wont.

Patenmakers.

¶ Item where as in a statute made at Canterbrigge, in the tyme of kynge Richard the seconde, the twelft yere of his reygne, certeyne wages was ordeyned by the yere for baylyffes and other seruauntes of husbandrye, and also for other seruauntes and labourers, aswell within cyties and burghes as els where throughe the realme: and that yf any gyue or take by couenaut by the yere more than is specified in the sayd statute, that at the fyrste tyme that they be therof atteynted, aswell the gyuers as the takers shal paye the exceste so gyuen, and at the seconde tyme the double of the exceste so gyuen: and for almoche as the gyuers, whan they haue ben sworne before the Justices of peace, wyll in no wyse present suche excesses, to eschewe theyr owne punisshementes, to the great losse of the kyng, as of his tynes and amerciamentes for the concelyng, & greuous domage to the lordes and other people of the realme, bicause of the non due punysshement of the defautes of seruauntes and labourers aforesayde, as the kynge hath perceyued by the complaynt of his commens: The same our soueraigne lorde the kynge hath ordeyned, that the payne of the gyuer shalbe out in this partye, and that the payne conteyned in the sayd statute shall renne onely vpon the taker. And that this ordynaunce holde place and force tyll the feaste of saynt Michell nexte commynge, and than tyll the ende of two yeres than nexte ensuynge.

Capt. iiii.

Seruauntes wages.

¶ Item where as in a statue made in the tyme of kinge Henry the fourthe, the fyfth yere of his reigne, it was ordeyned & stablysshed, that al the marchauntes alyens, of what estate or condicyon they be, commyng, abydynge, or remeaunt within the realme of England, shulde be entreated and demeaned within the same realme, in the same fourme, maner, and condicyon, as the marchauntes denysens be or shalbe entreated or demeaned in the partyes beyonde the sea, and in none other maner, vpon peyne to forfayt to the kynge all the goodes and catals of the sayde marchauntes alyens. And also it was ordeyned and stablysshed, in the tyme of the sayde late king Henry amonges other thynges by statute, that in euerye cytie, towne, and porte of the sea of Englande, where the sayd marchauntes alyens or straungers be or shalbe repayrynge, sufficyent hostes shalbe assygned to the same marchauntes by the mayre, sheryffe, or baylyffes of the sayde cyties townes and portes of the sea. And that the marchauntes alyens and straungers shall not be abydynge in other places, but with the sayd hostes so to be assigned. And that the same hostes so to be assigned, shall take for theyr labour in the same maner as was accustomed of olde tyme. And for almoche as oure soueraigne lord the kyng hath perceyued, that the same statutes haue not ben put in due execucyon: he wyll and graunteth, that the same statutes shalbe fermely holden & kept in all poyntes, & put in due execucyō fromhensforth,

Cap. v.

Marchantes alyens.

Hostes.

accordyng to the wntenue of the same.

Cap. vi. Item where as it was ordeyned in the tyme of the kynges noble progenitours by a statute made of the lande of Irelande, that none of the Iryshe nacyon shulde be chosen by electyon to an Archebishop, Bysshop, Abbot, or Pryour, nor in none other maner receyued nor accepted to any dignytie or benefyce within the same lande, and now late manye suche Iryshe people, by force of certeyne letters of lycence to theym made by the kynges lieutenauntes there, to accepte and receyue such dignities and benefyces, be promoted and auaunced to archebysshops and bysshops within the sayd lande, whiche also make theyr collacyons to Iryshe clerkes of the dignyties and benefyces there agaynst the fourme & effecte of the sayd statute: And where as they be sayde peres of the parlyament in the same lande, they bynge with theym to the parlyamentes and counselles holden there, Iryshe seruauntes, wherby the pryuyties of the englysshmen within the same lande haue ben and be dayly discouered to the Iryshe people, rebels to the king. To the great peryll and myschiefe of the kynges lawfull lyege people in the same land: Our soueraigne lorde the king that now is, delyryng for the same to prouyde remedye, for the suertye of his faythfull subiectes, by the assent of the lordes aforesayd, and at the requeste of the sayd comens, wyll & graunteth, that the sayde statute shall stande in his hole force, and wel and duly be kept and fully executed vpon his greuous indignacion. And more ouer he hath ordeyned and stablysshed, by the assent and requeste aforsayd, that if any such archebisshops, bisshops, abbottes, or pryours, of the Iryshe nacion, rebels to the king, haue in tymes past made, or hereafter shal make any collacyons or presentementes to benefices of holy churche in the sayde land of Irland, against the fourme of the same statute, or bryng with them any Iryshe rebels amonges the englishmen to the parliamentes, counsels, or other assemblees, within the same lande, to knowe the pryuities and states of the sayd englishmen, and the same to discouer to the sayd rebels, that than mayntenaunt from tyme to tyme all theyr temporalties shalbe seased into the kynges handes, there to remayne tyll they haue made fynes to the king in this partie. And also that all the lieutenauntes of the kynge and of his heyres in the said land of Irland be vtterly defended & restreyned from henceforth, to haue any maner power to gyue or to graunt any suche benefices or pardons in the case to Iryshe persons not englysh. And that al such lycences not executed, made and graunted by the kynges lieutenauntes in the same lande before this tyme, and also to be graunted by them hereafter, shalbe voyde and of no force nor valoure.

Irelande.

Iryshe nation.

Promotion.

Collation.

Lieutenant in Irelande.

Capi. vii. Item where as our soueraygne lord the kyng hath herd and conceyued at the greuous complaint of his comens of his realme, in this parliament, of that that because of a statute made at his parlyament holden at Leycestre the last daye of Aprill, the seconde yere of his reigne, in whiche statute is conteyned, that the byrkyng of trewes and of saufconduytes, & wyllyng receyt, abettement, procurement, counsell, hieryng, susteynyng, and mayntenyng of brekers of trewes and of the kinges saufconduytes, to be made

Trewes.

Saufe conduites.

for his

for his liege people from henceforth within the realme of Englande & Ire-
land, and of the countrey of wales, vpō the mayn see, shalbe iudged and de-
termyned for high treason done agaynst the crowne and the kynges dig- Treason.
nytie, because of which statute the kynges subiectes be so moche greued a
gaynst the trewes, that they dare not prouide remedye by waye of acte, for
almoche as the kynges enemyes aswel of the parties beyond the seas as in
the realme of Scotland, haue therof taken great courage to grieue ỹ kyn
ges faythfull liege people, in sleyng some of them, and in takynge some of
the prysoners, and also takyng theyr goodes & catals agaynst the tenour
of the trewes, aswel vpon the mayn see as vpō the marches of Scotland,
wherof the sayd comens haue humbly beseched our sayd soueraigne lorde
the kyng, to ordeyne remedie. The kyng wyllyng aswell in this case as in
other to prouyde for the indempnytie of his liege and faythfull subiectes,
hath declared in this present parliamēt, that of all attemptes made by his
enemies vpon any of his faythful liege people, agaynst the tenour of any
trewes taken before this tyme, wherin is no expresse mēcyon made, that al
marques and reprysels shall ceas, the same our soueraigne lorde the kyng
wyl graunt marque to all thē that feleth themselfe in this case grieued in
due fourme. And our sayd soueraigne lorde the kyng shal make reparayle
to all his liege people that feele them grieued agaynst the tenour of any
treuces which betwyxt him & any of his enemyes shalbe newly taken here
after. And to the greater comforte of his sayd faythful liege people, to the
intent that they may the more redely and without long delay haue remedy
in this case, The same our soueraigne lord the kyng wyl, that if he or they
that fele them grieued agaynst the tenour and fourme of such trewes with
in the realme of England, out of ỹ sayd marches of Scotland, or vpon the
see, or in the parties beyond the see, shall complayn to the keper of the pry
vye seale, whiche for the tyme shalbe, who after suche cōplaynt herd and p
ceyued, therof shal make to the partie cōplaynaunt (if he the same require)
letters of requeste vnder the pryvy seale in a due fourme, and if after such
requeste made the partie requyred, do not make within a conuenyent tyme
due restitucyon and satisfaccyon to the partie grieued, thā the chauncelor
of England for the tyme beyng, shal do to be made to suche partie grieued
(if he that demaund) letters of marque vnder the great seale in a due four- Lettres of
me. And as for remedy to be ordeyned for the kynges liege people and sub- marque.
iectes, that fele them grieued in the realme of Scotland or in England, at
the marches ioynyng to Scotland, agaynst the fourme of such trewes as
afore is sayd, our soueraigne lorde the kyng shal gyue power by commys-
sion to the wardens aswell of the Estmarches as of the westmarches to- Wardeyns
wardes Scotland, and to euery of them, to here the complaintes of al the of the mar-
his liege people and subiectes, whiche so be or shalbe grieued, & to do ther ches.
vpon to be made requeste by letters to be delyuered to hym, whiche hathe
done or shal do suche grieuaunce, or to the wardeyns of the marches, or cō
seruatour of the trewes of the partie of Scotland, if he may the same wel
do, or other wyse to make proclamacyon in open places vpō the marches,

that he or they, which haue done suche greuaunces agaynst the trewes, that make due restitucyon or satisfactyon to the parte grieued. And if they do not within a conuenyent tyme, that at the instaunce of euery of the kynges liege people & subiectes, which therof seleth or shall seele hym grieued in suche case, letters of marque be gyuen in due fourme vnder the seales of the saydwardes, or vnder his seale, to whome the complaynt shalbe made in this case without any difficultye.

Ca. viii. Harvon.

Item our sayd soueraigne lord the kyng, of his special grace, by the assent of all the lordes spirituall and temporal, and at the requeste of the comens beyng in this parliament, hath released and pardoned to al his liege people, and to euery of them, all maner fynes, yssues, and amerciamentes, and all other forfaytures paynes pecunyar dettes and demaundes, to the sume of .xx. li. s. viii. d. and vnder, tyll the .xix. day of October, which was the fyrst day of this parliament, fallen determyned or to be determyned. Also he hath pardoned al maner fynes and amerciamentes of and for al maner trespases, offenses, myspryysons, contemptes, conspyracyes, confederacies, negligences, ignorances, concelementes, and disceptes, done or perpetrate before the sayd .xix. day, for whiche any fyne or amercement is or shalbe assessed in tyme to come to the sayd summe and vnder. And also catals of fugytyues and felons, waytes and strayes, and the catals of those that be outlawed, and catals of felos of themselfe, which to the kyng perteyneth or which for any of the sayd causes in any maner may pteyne, before the sayd .xix. day, to the summe aforsayd and vnderneth forsayt, and of outlagaries, if any in the kynges liege people or any of them by suche encheson be pronounced. Prouyded alwaye that none enioy the benefyt of this pardon, which is or shalbe charged or chargeable ouer the sayd sume, for the causes aforsayd or any of them. And moreouer our sayd soueraigne lord the kyng of his specyal grace hath released and pardoned to his sayd subiectes, the fuyt of his peace, whiche to hym agaynste them perteyneth bycause of any treason done or perpetrate by them or any of them before the sayd .xix. daye of October, for breakinge of the kynges trewes & sauf-conduytes. And also the outlagaries, if any agaynst them or any of them be pronounced by suche encheons. And also the kynge wyll, that euery of his sayd liege people, aswell of the countypalatyne of Lancastre as elswhere within the realme of Englande, shall enioy this pardon without suyng chartre or writ in this behalfe,

Liberte of marche.

¶ An ordynaunce made the fyfth yere of kyng Henry the fyfth.

Attorney.

Henry kyng, &c. to the sheriffe of Yorkshyre gretyng. know thou that in our parliament last holden at westmynster it was ordeyned & graunted, that all our liege people, aswell religious as secular and euery of them, myght tyll the next parliament make theyr attorneys, where attorneys do lye in theyr proper persons, in any plee of dette, trespas, or other contracte moued or to be moued

moued in any wapentakes, hundredes, and court barons throughe the realme, before the stewardes there or theyr deputies, to wynne or to lose in the same plees. And if any suche stewardes refuse to admytte suche attorneys, than they and euery of them at euery tyme of suche refusall, shal for fayt to vs. xl. s. And therfore we commaund the, that thou do the sayd ordynaunce in al places of thy countie, where shalbe moste expedient & necessarie, openly to be proclamed & obserued, accordyng to the fourme & effecte of the same, wytnes Johan duke of Bedford protectour of Englande, at westmynster the. xvi. day of January, the fyfth yere of our reigne.

Here foloweth the statute made at westmynster, the seuenth yere of kyng Henry the fyfth.

HEnry kyng of England. &c. to his chaunceler in the county palatyne of Lancastre gretynge. Know ye that for asmoch as dyuers men of malyce and enemytie, and for gayne and vengeaunce, haue often caused to be indyted and appealed dyuers of our true liege people of treasons or felonyes in the countie of Lancastre, pretendynge by those appeales & endytementes, that the sayd treasons or felonyes were committed in a certeyn place, where of trouth no suche place is had in the sayd coũtie, where the sayd appele and endytement is made, to the great domage and peryll of suche our liege people, consyderyng that some so appeled and endyted, dare not appere before the Justices in theyr propre plons, to answer ther of for feare of beatynge, mayhempyng, or sleynge, of them by the conspiratours or proturours of the same appeales and endytementes, as by the cõmens of the realme of England in our last parlyament holden at westmynster, by theyr peticyõ there exhibit, greuously cõplaining, was shewed It is ordeyned in the same parlyament, by the assent of the prelates and great men of the same realme, there beynge, at the requeste of the sayd comens, for the comen profyt and quyetnes of the people of the same realme that euery Justice, which hath power to here and determyn such treasons and felonyes within the sayd countie, by the othe of. xii. men, of whom euery shal haue freehold in the same countie to the yerely valour of. C. s. aboue all charges, before that the exigend be awarded without allegacyon of the partie, aswell in the parties absence as his presence, shall enquyre of office, whether any suche place be in the coũtie where suche appeles or endytementes be made or not. And if it be found, that there is no suche place within the same countie, thã suche appeles & endytemẽtes, and the processe therof made or to be made, shalbe voyde and holden for none. And that in suche case the endytours aforsayd be punisshed by imprysonement, fyne & raunsom, by the discrecyon of the sayd Justices. And that this present ordynaunce and remedy extend aswel to appeales and endytementes not determyned, taken before this tyme, as to appeales and endytementes to be taken herafter. And if any exigend fromhensforth be awarded, before that suche inquysicyon of office (as afore is sayd) be taken, that that the same exigende

Countie of Lancastre.

Appeales.

Inditemẽtes

tgend and the awardyng therof be lykewyse voyd and holden for none. Prouyded that this present ordynaūce haue strength and extend onely vn tyl the next parliament. And also know ye that in the sayd parliament, of the assent and requeste aforsayd, it was ordeyned & stablisshed, that in writtes to be purchased agaynst those that forge or make vntrue chartres or mynymentes, & thē proclayme or cause to be red, lyke proces shalbe made by cappas and exigend, as in writtes of trespas. And therfore we cōmaūd you, fermely enioynynge, that ye emmediatly after the syght therof, do this statute and ordynauns openly to be proclaymed in the places within the same countie, where shalbe moste expedient & necessarie, aswell within the liberties as without, and that also ye do al and singuler our Justices, hauynge power to here and determyne felonyes and treasons within the sayd coūtie, fully to be instructed, and without delay to be certyfyed of the sayd ordynauns and statute by our letters conteynynge the tenour of the same. wytnes, &c. the. xvi. day of Decēbre, the. viii. yere of our reigne. And by peticyon in the parliamente holden at westmynster the seconde daye of Decembre, the. viii. yere of the same kynge, a lyke writ was made, Sauyng that the Teste of the last writ was, wytnes Humfrey duke of Gloucestre protectour of Englande at westmynster the. x. daye of Januarye, the. viii. yere. &c.

Forging of vntrue chartres.

Here ensueth the statute made at westmynster the viii. yere of kyng Henry the fyfth.

AT the parliament holden at westmynster, the second day of Decembre. the. viii. yere of the reigne of kynge Henry the fyfth The same our soueraigne lorde the kyng, of the assent of the lordes spirituall and temporall, and at the specyall instauns and request of the comens assembled in the same parliamēt, hath done to be ordeyned and stablisshed certeyn statutes and ordynaunces in the fourme folowyng.

Capi. i. TFyrst forasmoche as by the grace of god a fynall peace was late taken betwyxt the kyng our soueraigne lorde and the kyng of Fraūce his father in suche fourme, that our sayd soueraigne lorde the kynge shalbe named heyre and regent of the realme of Fraunce, durynge the lyfe of his sayd father, & shal haue the gouernaūs of the same. And after the deth of his father, the sayd realme and the crowne of Fraunce shal remaine to our soueraigne lorde the kynge, & to his heyres for euer. It is very lykely, that for the good gouernauns aswell of the realme of Fraūce as of this realme of Englād, our sayd soueraigne lorde the kyng somtyme shalbe on this syde the see, & somtyme beyond the see, accordyng as best shall seme to his sage discrecyon for the better gouernauns of the one realme & the other, Therfore it is ordeyned & stablisshed, ꝙ if in tyme to come our sayd soueraigne lorde the kyng, beyng beyond the see, cause to somon his parliamēt in this realme by his writtes vnder the (Teste) of his lieutenaūt, which now is or which for the tyme shalbe, and after the sōmons of such parliamētes gone

Parliament.

out of

out of the chaunceric, our ſouereaigne lord the kyng arryue in this realme, that for ſuche arryuayl of the ſame our ſouereaigne lorde, ſuche parliamēt ſhall not be diſſolued, but in the ſame after ward our ſoueraygne lord the kyng ſhall proceede without newe ſommons of the ſame.

¶ Item it is ordeyned and ſtabliſſhed, that euery marchaunt ſtraūger bryeng wolles in England, to bryng thē to the weſt parties or els where, not commyng to the ſtaple, there to be ſolde, ſhall bryngе to the mayſter of the mynt of the Tower of London of euery ſacke, one ounce of bullyon of golde, and in the ſame maner of .iii. peeces of tynne, one ounce of bullyon of golde, or the valour in bullyon of ſyluer, vpon payne of forfayture of the ſame wolles and tynne, or the valour of the ſame to the kyng. Capi. ii. wolles. Bullion. Tynne.

¶ Item that none frombenſoth ſhal gylt any ſchethes nor metal but ſyluer, and the ornamentes of holy churche. Nor ſhall ſyluer no metall but knyghtes ſpurres, and al the apparayll that pertreyneth to a baron and aboue that eſtate, vpon payne of forfayture to the kynge .x. tymes almoche as the thyng ſo gylt is of valour, and ſhall haue alſo one yeres imprſonement. And the Juſtices of peace ſhal haue power to enquyre therof, and that to determyn. And he that wyll ſue for the kynge in this partie, ſhall haue the thyrde parte of the ſayd pecunyar paine. Prouyded that this laſt ordynauns ſhall begyn to hold place at the feeſt of Eſter next commyng. Capi. iii. Gyldynge. of mettal. Juſtices of peace.

Here begynneth the ſtatute made at weſtmynſter the .ix. yere of kyng Henry the fyfth.

AT the parliament holden at weſtmynſter the ſecond day of May, the .ix. yere of the reigne of kynge Henry the fyfth, the ſame our ſouereaigne lorde the kyng, of the aſſent of the lordes ſpirituall & temporall, and at the ſpecyall inſtaunce and requeſte of the commens aſſembled in the ſame parliament to be ordeyned and ſtabliſſhed certeyn ſtatutes and ordynaunces in the foutme folowyng. Wade.

¶ Fyrſt that the ſtatute made in the parliament holden at weſtmynſter in the .vii. yere of the reigne of our ſayd ſouereaigne lorde the kyng, touchyng appeales and enditemētes, ſtande in his force & hold place tyl the next parliamēt to be holdē after the kynges returne frō beyond ꝑ ſee into Englād. Capi. i. Appeales. Enditemētes

¶ Item it is ordeyned, ꝑ none of the kinges liege people, agaynſt whome an Exigend ſhalbe awarded, or outlawed at the kynges ſuite frōhenſorth or at the ſuyte of the partie in the countie of Lancaſtre, ſhal forfait any of his goodes or catals, landes or tenemētes in other cōūties, but onely ſuch goodes and catals, landes and tenemētes, which the ſayd outlawes haue in the ſame countie of Lancaſtre. Prouyded al ways that the ſtatute made the fyrſt yere of kyng Henry the fourth, agaynſt the people of the countie of Cheſter, whiche do many manſlaughters, murders, robberies, bateries, treſpales and other riotes and offenſes to diuers the kynges liege people, ſhall ſtand in his force, notwithſtandyng this preſent ordynaūce. And that this ordinauns ſtand in this force tyl the parlyamēt which ſhalbe fyrſt holden after Capi. ii. Counte of Lancaſtre. Cōūtie of Cheſter.

den after the kynges returne into England from beyond the see.

Capt. iii. ¶ Item where as the takyng of assyses hath long seased throughout the realme, bycause of an ordynaunce made by the kyng at his second passage towardes the parties of Normandie, and by his counsell, The kynge consyderyng the diseases and domage, which many of his liege people haue had and susteyned by the same ceassynge, hath commaunded, that his Justices

Assises. shall holde the assyses throughout his realme by the maner accustomed. And for to eschue the dischersons of suche persons, as now shall passe in this present voyage of the kyng our soueraigne lorde (whom god spede) and also of suche persons as abyde in the kynges seruice in the parties of Nor-

Protection. mandie and Fraūce, It is ordeyned and prouyded, that in euery protectyō with the clause Volumus, to be made for any of the same persons, in the clause of the exceptyō conteyned in the same, omyssiōs shalbe made of these wordes Assise noue dysseisyne. And that all suche protectyon be allowable and allowed for them and euery of them, in all the kynges courtes and elswhere, where such protectyon is set forthe for any suche person, in all plees of assyses, al well of nouel dissesyn as of freshforce, without dyffyculte, prouyded always, that the iugementes to be gyuen frohensforth in suche

Jugement. assyses, arrayned or to be arrayned, shall not be prejudycyall to any of the sayd persons so abydyng in the kynges seruyce beyond the see, (as afore is sayd) which haue any thyng in reuertyon or in remaynder in the landes or tenementes, wherof such assyses be or shalbe arrayned, if they that haue in reuertyon or remaynder in suche landes and tenementes, be not named in the same assyses, but that they be agaynst them all voyde. And this ordynaunce shall endure tyll the parliament that shalbe fyrst holden after the kynges next returne into England. And if this ordynaunce touchynge the sayd persons so abydynge in the kynges seruyce beyond the see, and also touchynge the sayd persons whiche haue passed and shall passe in the sayd voyag, be not sufficyent for the ease and suertie of them, It is accorded and also assented, that the lordes of the kynges counsell for the tyme beyng shal haue ful power by auctoritie of this parliament, to set, ordeine, & prouyde suffycyent remedye, for the ease and suertie of all the same persons, as for them and euery of them shall seme to the sayd lordes moste auayleable and expedient in the case, accordyng to theyr good aduyse and discreteyons.

Cap. iiii. ¶ Item where as it was ordeyned and stablysshed in the statute made the xiiii. yere of kynge Edward the thyrde, that for myspryson of the clerke in any place, the processe or the plee shuld not be abrychilat nor discontynued by mystakynge in writynge one letter or sillable to moche or to lytell, but allone as the thyng is prayed by chalēge of the partie, or in other maner; it shuld be hastely amended in a due fourme without gryuyng aduauntage to the partie that chalengeth the same bycause of suche myspryson. The kyng considerynge the diuersitie of opynyons, whiche haue ben vpon the sayd statute, and to put the thyng in more open knowlege, hath now declared and ordeyned by auctoritie of this present parliamēt, that the Justices, before whom such plee or recordes be made or shalbe dependyng, al well by

Myspryson in writyng one letter or sillable.

adiournement

adiurnement, as by way of errour or otherwyse, shal haue power and auctoritie to amende such record and proces, as afore is sayd, after the fourme of the same statute, as well after the iudgement in any suche plee, record, or proces, gyuen, as before iugement gyuen in suche plee record or proces, allonge as the same record and proces is before them, in the same maner as the Justices had power to amende such record and proces before iudgement gyuen, by force of the sayde statute made in the tyme of the sayde kynge Edward. And that this ordynaunce endure tyll the parliament that shalbe fyrst holden after the returne of our soueraigne lorde the kyng into England from beyond the see.

¶ Item where as by ỹ statute made at westmynster the .xiiii. yere of kyng Enwarde the thyrd, it was ordeyned and stablisshed, that no sheryffe shuld abyde in his baylywyke aboue one yere, and that than an other conuenient shulde be set in his place, whiche shulde haue landes sufficient within his baylewyke, And that no eschetour shuld tary in his office aboue a yere. And where as also at the tyme of the makyng of ỹ sayd statute dyuers baylaunt and sufficient persons were in euery countie of England, to occuppye and gouerne the same offices well towardes the kynge & all his liege people, for almoche that aswell by dyuers pestylences within the realme of England, as by the warres without the realme, there is not now such sufficyencye, It is ordeyned and stablisshed, that the kyng, by auctoritie of this parliament, may make the sheryffes and eschetours throughe the realme at his wyll, butyll the ende of .iiii. yeres, except in the counties where certeyn persons be inheryt in suche maner offices. The sayd terme to begyn at the next election of suche officers, notwithstandynge the sayd statute made the sayd .xiiii. yere, or any other statute or ordynaunce made to the contrarie. And that the same officers be persons sufficient and of good fame. And that the sheryffes haue due allowaunce from yere to yere duryng the same terme in theyr accomptes, and also pardons, that is to say, suche as nede to haue suche pardons, and that by the aduyse of the kynges counsel, and as reason and conscience requyreth.

Cap. v. Shirefe. Escheatours.

¶ Item the kyng, for the ease of the marchauntes and other resyaunt and abidyng at Caleys, & also to the encreas of his money, wyl and hath ordeyned, that his mynt & also his coynage shalbe had and vsed within the same towne of Caleys, allong as shall please the kyng, sauyng to hym that that to hym of ryght perteyneth of the mynt and coynage afore sayd.

Capt. vi. Caleys. Mynt. Coynage.

¶ Item where as in the parliament halden at Leycestre, the last day of Apryll, the seconde yere of the reigne of our soueraigne lorde the kynge that nowe is, at the greuous complaynt made to hym there by certeyn of his comens, of that that many murders, treasons, manslaughters, roberies, and other offenses were done to dyuers the kynges liege people, dwelling within the fraunchyses of Tyndale & Eramshire, by fauour of the fraunchyse, where the kynges writ doth not ren, To the great mischike and peril of the sayd liege people, It was ordeyned and stablisshed, that if any person of the same fraunchises, resyaunt or abydynge within the same, of what estate or condycyon

Cap. vii. Tyndale. Eramshire Fraunchise.

condycyon that he be, commytte any murders, treasons, mãslaughters, roberies, or consente to do the same out of the sayd fraũchyses, proceſſe shulde be made agaynste hym by the commen lawe, tyll he were outlawed, and that after suche outlagarie pronounced and returned, the iustices, before whome suche outlagarie shalbe returned, shuld therof make certificacyon to suche mynystres and mynystre of the sayd fraunchyses, as to them best shuld seme in this behalfe accordynge to theyr discrecyon. And suche felon shalbe taken by suche mynystre or mynysters, and his landes and tenemen tes goodes and catals beyng within the same fraunchyses, seyſed in to the handes of the lordes of the same fraunchyses for the tyme beynge as forsayt. And that the other landes and tenemẽtes, goodes and catals of suche felons out of the same fraunchyses, shall holly abyde to the kynge and to other lordes haunynge therof fraunchyses as forsayt. Saunynge always to the kyng the forsaytures of such murderers, traytours, mãlleers, robbers and all other offenders, and of other thynges whiche to hym perteyne as of the ryght of his crowne. And for asmoche as lyke murders, treasons, manslaughters, roberies, cõsentes, and offenses, by dyuers persons theues and felons called yntakers and outparters, dwellynge within the fraunchyse of Rydesdale, in whiche fraunchyse the kynges writte doth not renne as it is sayd, haue ben done nowe of late in dyuers places in the counties of Northumbrland, Cumberland, westmerland, and els where out of the same fraunchyse of Rydesdale, by fauour and socour of the same fraũchyse, wherof no redresse towardes them hath ben had by the lawes here tofore vsed, to the great myschiefe peryll and domage to the people so grieued, as our soueraigne lorde the kyng by the greuous complaynt to hym made in this present parliament hathe fully perceyued. Our sayde soueraigne lorde the kynge, wyllynge to remedie the same, hathe ordeyned and stablisshed in the same parliamente, that suche proceſſe, certificacyon, and execucyõ, shalbe made fromhensforth agaynst suche murderers, mansleers, robbers, consenters, and offenders, abydynge or resyaunt within the sayd fraũchyse of Rydesdale, bycause of theyr offences done out of the sayde fraunchyse of Rydesdale. And also suche maner forsaytures shall renne in all poyntes, aswel towardes our soueraigne lorde the kynge, as agaynst all other persons, as it was ordeyned for the sayd offenders of Tyndale and Eramshyre, by the sayde statute made at Leycestre, and accordynge to the fourme and equytie of the same statute. Saunynge always to the kynge, that that to hym perteynethe in this behalfe, as of the ryght of his crowne.

Wyſdale.

Cap. viii. Scholers. Item bycause that many clerkes and scolers of the vnyuersitie of Orenford, vnknowen, armed and arrayed in the maner of warre, haue oftentymes dissesed and put out dyuers persons of theyr landes and tenementes in the coũties of Orenforde, Berk. and Bukk. and also haue hunted with dogges and grehoundes in dyuers warreyns, parkes, & forestes in ỳ same counties, aswel by dayes as by nyghtes, & taken deere, hares, & conyes, and moreouer threteneng the keepers of ỳ same of theyr lyues, & also with strõg

Orenforde.

hand

wand haue taken clerkes conuicte of felonye by due proceſſe of the lawe out of the warde of the ordynaries, and thoſe prſoners haue brought with the and let go at large as the king by open complaynt to him made in this parlyament hath conceyued: our ſayd ſoueraygne lord the kyng, wyllyng bpō the ſame to ſet remedie, hath ordeyned & bpblyſſhed, that due proces ſhalbe made agaynſt ſuche ſcholers wrongdoers, for theyr offences, as the lawe & alſo the ſtatutes of the lande requyre, accordynge to the cale, tyll they come to anſwer, or els be outlawed. And yf any ſuche ſcholer be ſo outlawed, that the Juſtyces, before whome ſuch outlagarye ſhalbe returned, ſhall certifye the chaunceler of the ſayd vniuerſytie for the tyme beynge of the ſame outlagarie. And that the ſame chaunceler, bpon ſuche certifycacyon had, ſhall do to be banyſſhed mayntenaunt and without difficultie, ſuche outlawes out of the ſame vniuerſytie, bpon the peyne that perteyneth. And that this ordynaunce endure tyll the nexte parlyament to be holden after the kynges returne frō beyonde the ſea into England. Vniuerſitie. Chaunceler.

Item for aſmoche as the abbottes and pryours of the realme of England haue had and ſuſteyned great domage, loſſes, coſtes, and diſeaſes before this tyme, by that that they haue ben aſſigned by the archebyſſhoppes & byſſhoppes of the ſame realme of Englande, to gather the dymes graunted to the kynges of England by the clergye, very farre from theyr houſes, and alſo in dyuers dyoceſys and counties, as they haue ſhewed to our ſayd ſoueraygne lorde the kynge by theyr petition deliuered in this preſent parlyament: The kyng our ſoueraygne lorde, hauynge therto conſyderacyon, hath ordeyned and ſtablyſſhed, that no abbot nor pryour within the realme of Englande ſhalbe by any archebyſſhop or byſſhop frōhenſforth ordeyned to be collectoure of any dymes or ſubſidies, out of the ſame countie where he is dwellynge or conuerſaunt. And this ordynaunce ſhall ſtande in his force tyll the parlyamente, whiche ſhalbe fyrſt holden after the kynges returne from beyonde the ſea into Englande. Cap. ir. Collectour.

Item where as of euery chawdron of ſea coles, whiche be or ſhalbe ſolde to people not fraunchyſed in the porte of the towne of Newecaſtell vppon Tyne. ii. d. be due to the kyng of cuſtome, and in the ſame porte be certayn veſſels called keles, by which ſuch coles be caried from the land to the ſhippes in the ſayd porte. And euery of ỹ ſayd keles ought to be of the portage of. xx. chawdrons, & accordyng to the ſame portage the cuſtome is therof taken to the kinges vſe: There be now certeyn people, that nowe of late haue made ſuch keles of ỹ portage of. xxii. or. xxiii. chawdrons, wherof the cuſtome hath ben taken accordyng to the portage of. xx. chawdrons onely, in diſceyt of ỹ kynge, as he hath perceyued by cōplaynt in this preſent parlyament. It is therfore ordeyned & ſtabliſſhed againſt ſuch diſceyt, that al the keles, which now be & hereafter ſhalbe in the ſayd porte, ſhalbe meaſured by certeyn cōmiſſyoners therto to be aſſygned by the kyng, and marked of what portage they be, before that any cartage be made by the ſame, bpon peyne of forfayture to the kyng all the veſſels called keles, by which any ſuch coles ſhalbe caried, before that they be marked in the maner aforeſayde. Capt. r. New caſtell. Chawdron Keles. Sea coles.

Cap .xi.

¶ Item to voyde the deceptes and perylls, whiche longe haue contynued within the realme by wafflers, flyppers, and counterfetours of the money of the realme of England, to the great domage and myschiefe of al the people of the same realme: The kynge, by the aduyse and assent of all the lordes and comens assembled in this parlyament, hathe ordeyned and stablissheb, that from Chrystmasse euen next comyng, none of the kynges liege people shall receyue any money of englysh golde in payment, but by the kynges weyght thereupon ordeyned. And for asmoche as a great parte of the golde now currant in payment, is not of ryghtfull weyght, nor of good allay, the same shalbe sent to the coyne to ỹ intent that it shalbe newly coyned of iust weyght and of good allaye. And bycause that shalbe to the great losse and costes of the kynges subiectes, oneles it please hym to relyeue them in this case: Our soueraygne lorde the kynge of his specyall grace hath remysed & pardoned to all his liege people, which betwyxte this and the sayd feast of Chrystmasse, shal do to be coyned of newe at the kynges coynage within the towet of London they? money of golde, ỹ is not of iust weyght nor of good allaye, that is to say, all ỹ to him perteyneth for this newe coynage of suche golde, as afore. Prouyded allways to the mayster of the mynte, and to other officers of the same, that which to them reasonably perteyneth.

Money.
Golde.

Cap.xii.

¶ Item it is ordeyned, that al the wittes to be purchased by the wardens of the newe bridge of Rochester and they? successours, or by other agaynste them to be purchased, shalbe mayntayned and sustened by the law of Englande. And although that the sayd wardeyns or any of them be remoued or expulsed from they? sayd office, or do dye, hangyng the sayd wyttes, neuertheles the same wyttes shall stande and be good and effectuall in the lawe for euer.

Rochester bridge.

¶ Here foloweth an other statute made at westmynster the same yere.

Cap.i.

AT the parliament holden at westmynster the fyfth day of December, in the .ix. yere of ỹ reygne of kyng Henry the fyfth, it is ordeyned by the assent of the lordes spirituall & temporal, & at the request of the comens there assembled, that al the statutes & ordynaunces, which haue ben made in the tyme of the kynges noble progenitours, touchynge the good & lawfull gouernaunce of his money of golde and syluer, not repealed, be well and fermely kepte and holden in all poyntes.

Money.

Golde and Syluer.

Capi.ii.

¶ Item the kyng in asmoche as he conuenyently may, shal do to be ordeyned his eschaunges of the money of gold and syluer in the cytie of London & els where in the realme, for the ease of his people, whiche shalbe holden in open places in hygh stretes. And that al they that wyl come to the tower of London there to haue money of newe coyned, they shal haue money coyned, & therof shalbe delyuered within .viii. days, accordyng to ỹ bery balour of that that they shal bryng thether, payeng ỹ seignorage & cunage of golde after the rate of .v.s. for the pounde of the towet, and for the seygnorage

Eschaunge.
Money.
Coynage.

& cunage

and cunage of ſyluer .xv.s. for the pounde and no more. And that they that wyll not approche the tower to do the ſame, but wylbe therof delyuered at the eſchaunges, ſhall paye for the eſchaunge after the rate of a peny for the noble, and for the halfe noble an halfpeny, and for the fourth parte of the noble a farthyng, with the ſignowrage and coynage, as afore is ſayde.

¶Item that the mayſters and workers of the money, and alſo the ſtraungers in all places where money ſhalbe coyned, made, or chaunged, ſhalbe holden to deliuer and pay al that that ought to pertayn to them for ſuch eſchaunge of good and lawfull money of England, by and of iuſt weyght, or by the nombre, of the electyon of hym whyche ſhall receyue the ſame without any delay or difficultie. And yf per caſe it happen that any notable defaute in the weyght of the money, or in the allay be founde (whiche god defend) vpon the delyuerey or payment to be made at the ſayd tower, or at the eſchaunges aforeſayd, that than it ſhalbe wel lawful to euery perſon, þ ſhal fynde ſuch defaut, to refuſe that that is defectyfe, before that he departe the place where he the ſame ſhall receyue. And that the mayſter, or the chaungers be holde to delyuer to him ſufficiẽt money for the ſame, without delay, and to melte that that ſo ſhalbe found defectyfe.

Capt.iiii. Money. Eſchaũgers.

¶Item that they which ſhalbe wardeyns and ſurueyours and mynyſters of the eſchaunges out of the tower, ſhalbe holden and bounden to bryng al the gold and ſyluer that they ſhall receyue by waye of eſchaunge, or ſhal bye by colour of theyr office, to the tower of London, there to be molten and made in money, in augmentacyon and encreas of the money, for the profyt of the realme and eaſe of the people, without beyng ſolde alyened or put to any other vſe.

Capt.iiii. Eſchaunge. Golde and ſyluer. Money.

¶Item that the kinges mynt be coyned and made at Caleys, in the maner as it hath ben made and gouerned at the tower of London.

Cap.v. Mynt. Caleys.

¶Item that all the money of golde and of ſyluer that ſhalbe made at the tower of London and at Caleys, or els where within the realme of Englande, by auctoritie royall, ſhalbe made of as good allay & good weyght as it is now made at the tower.

Cap.vi. Money.

¶Item that the kynge do to be ordeyned good & iuſt weyght of the noble halfnoble and farthyng of gold, with the rates neceſſarie to the ſame, for euerye cytie, burgh, and market towne of the realme, to be delyuered by the chaunceler of England to them that wyll haue them, to the intent that they be not decеyued be fals counterfaytours, and them that vſe fals weyght in diſceyt of the people.

Capt.vii. weyght of the nobls. &c.

¶Item that the Juſtices of peace, ſheryffes, eſchetours, and other pſons to be aſſigned by the kynge, ſhall haue power by commiſſyon to enquyre of al falſyfyers and coũterfayters of fals weyghtes, & to take them and impryſon, and in pryſon to hold them without maynpryſe, tyll they be acquyte or attеynted, and yf they be attaynted, theyr body ſhal abyde in pryſon tyl they haue made fynes and raunſoms after the diſcrecyon of the ſayde Juſtices. And that the ſame Juſtices haue power therof to enquyre, here, and determyne, as often as to them ſhall ſeme neceſſarie.

Cap.viii. Juſtices of peace. Sheryffes. Eſchetours. weyghtes.

Cap. ix.

Eschaunge.

Item where as in an other statute, made the .xiiii. yere of kyng Rychard the second, it was ordeyned, ꝑ for euery eschaũge that shalbe made by marchauntes in the court of Rome, or els where, that the marchaũtes be fermely and suerly bounden in the chauncerye, to bye within .iii. monethes after the eschaunge made, marchaundyses of the staple, as wolles, lether, wolfelles, lead, or tynne, butter, cheese, or clothes, or other cõmodities of the land, to the valour of the sũme so eschaunged, vpon forfayture of the same: And

Staple.

Marchantes

suche marchaũtes sayd in this ꝓsent parlyament, that they dare not vynd them selfe to obserue the effecte of the same statute, because that within thre monethes after suche eschaunges made, they can not bye & make shyppyng to passe such marchaũdyses to the parties beyond the sea (as afore is sayde) to the valour of the sũme so chaunged: And also for defaut of suche chaungeours, there ought to be made suche eschaunge, and by dyuers colours & subtylties the kynges money shalbe of great lykelyhode ꝓpurly caried to the parties beyonde the sea, and suche marchaundyses (as afore) shal not be bought by suche marchaũtes chaũgeours, to the great domage of the king and of his people and the realme, yf in this ꝓsent parlyament remedie be not ꝓuyded: Therfore it is ordeyned in this ꝓsent parlyament, for the ꝓfyt of the kyng and of his realme, that all marchauntes that shal make suche eschaunges at the sayd court of Rome or els where, and euery of thẽ, shalbe bound personally in the sayd chaũcerie by recognisaũce, to bye within .ix. monethes after the same eschaunges made lyke marchaundyses and cõmodities as afore is sayde, to the valour of the sũmes so chaunged, vpon peyne of forfayture of the same, not withstandynge the sayde statute made the sayde .xiiii. yere. And that all the ordynaunces afore sayde shall endure tyll the parlyament nexte to be holden.

Cap. x.

Collectours of .xv. and .x.

Item where as dyuers collectours of dysmes & quynsymes graunted to the kyng of temporal goodes, haue ben assigned in euery countie of the realme, and some of them haue purposed lawfully to yeld theyr accompt, and some not, so that whan the kynges wrytes haue yssued to the sheryffes to cause ꝑ sayde collectours to come to the eschecker, there for to accompte, the honest trewe men haue commen and brought the rate of theyr gatherynge, and the other by brocage and subtyltie haue absented them, & wyl not come and paye theyr rate there, & so the lawfull may not be discharged, but holly charged of ꝑ sũmes, which their cõpaygnions absent, ought to haue payd, and also oftentymes put in prison, and their landes and tenementes seased into the kynges hãdes, tyl they had payd to the kyng the rate of the gatherynge of theyr compaygnyons, to the great myschiefe and destructyon of many of the kynges lawfull subiectes, as the kynge hathe conceyued at the greuous complaynt of the comens made here in this ꝓsent parlyament: Our sayd souerayne lorde, by the assent of the lordes spiritual and temporall, and at the requeste of the sayd comens, hathe ordeyned, that the collectours of suche dysmes and quynsymes, shall haue recouerye by actyon of Det agaynst theyr compaygnyons, of the sũmes which they haue so payd, and shall paye for them, with theyr double damages. And this ordynaunce

shall

shall endure tyl the parliament, which shalbe fyrst holden after the returne of the kyng our souereigne lorde into England.

¶ Thus enden the statutes made in the tyme of kyng Henry the fyfth.

HERE BEGYNNETH THE STATVTE made at Westmynster in the fyrst yere of the reygne of kyng Henry the. vi.

AT the parliament holden at Westminster, the monday next before the feast of saynt Martin, the fyrst yere of the reygne of our souerayngne lorde the kynge Henry the. vi. The same kyng by the aduyse and assent of the lordes spiritual & temporall, and at the spetyall instaunce and requeste of the comens of the realme of Englande, beynge assembled in this present parlyament, hath ordeyned & stablysshed dyuers ordynaunces and statutes in the fourme folowynge.

¶ Fyrste it is ordeyned and stablysshed, for the profyt of the kynge and the ease of his people, that the lordes of the kinges counsel for the tyme beyng, may assigne by auctorytie of the sayde parliament, maisters & workemen to make money of gold and syluer, to hold the eschaunges of money, aswell in the cytie of Yorke as in the towne of Bristow, & also in asmany places as to the sayd lordes shal seme necessarie, after theyr good aduyse & discretion, any statute or ordynaunce made to the contrarie notwithstandynge. Cap.i. Money. Eschaunge.

¶ Item that all the statutes and ordynaunces made of purueyours and byers, and not repealed, be kept and executed in all poyntes, and also proclaymed in al counties throughe the realme by the kinges commaundemẽt. And that euery sheryffe of the realme of England, after that he hath resceyued the sayde statutes therof to make proclamacyon by suche commaundement, he shall proclayme theym euerye yere. iiii. tymes throughe his baylywyke, vpõ peyne to pay to the kyng at euery tyme ỹ he therof fayleth. C.s. And that vpon the same peyne euery of the sayd sheryffes shall delyuer the sayd cõmaundement to his successour immediatly by indenture to be made betwyxte them, wherby he may make lyke proclamacyon for the tyme that he is in the sayd office, for the ease and suertie of the people. And that euery suche successour, after suche commaundement by him resceyued, shall make suche proclamacyons foure tymes in the yere, and shall make such delyueraunce of the sayd cõmaundement to his successour, as aboue is sayde, vpõ the peyne aforesayde. Cap.ii. Purueyours Shyrefe. Proclamatiõ

¶ Item forasmoch as dyuers manslaughters, murders, rapes, roberies, & other felonyes, ryotes, conuentycles, and dyuers other offences nowe late haue ben done in diuers coũties of the realme of England, by people borne in the coũtrey of Irland, repayrynge to the towne of Orenford, and there resyaunt and dwellynge vnder the iurisdictyon of the vnyuersytie of Oren- Cap.iii. Orenford.

foꝛd, to the great feare of all maner of people of the realme of Englād dwel lyng there about, as by the comens of the ſame realme aſſembled in ẏ ſayde parlyament it was greuouſly complayned: Our ſayde ſoueraigne loꝛde the kyng, by the aſſent afoꝛeſayd, & at the requeſte of the ſame comens, hath oꝛdeyned and ſtabliſhed, that al people boꝛne in Irland, ſhalbe voyded out of the realme within a moneth next after ꝓclamacyō made of this oꝛdynaūce, vpon peyne to loſe theyꝛ goodes, and to be impꝛiſoned at the kynges wyll. Except graduates in the ſcholes, and men hauyng benefice of holy churche in England, and men of the lawe in England, and thoſe which be enherite in England, and thoſe that haue father and mother beyng englyſh people, religious perſons pꝛofeſſed, marchauntes, burgeſſes, and other inhabitaūtes within cyties oꝛ burghes of good fame, which can fynd ſuertie of theyꝛ good bearyng, and Iryſhe womē maryed to englyſh men, & Iryſh men maꝛied to englyſh women, which be of good fame. And that al theſe Iryſh people, which haue benefices oꝛ offices in the lande of Irland, ſhal abyde there vpon theyꝛ benefices and offices, vpon peyne to loſe and foꝛfayt the pꝛofytes of their benefices and offices, foꝛ the defence of the land of Irland afoꝛe ſayd, accoꝛdyng to the oꝛdinaūce made in ẏ tyme of kyng Henry ẏ fyfth, the fyꝛſt yere of his reigne. And that the graduates & benefyced men ſhal fynde ſuertie of theyꝛ good bearyng, and that they take not vpon them the pꝛyncipalytie of any hall oꝛ hoſtel, but to dwel amōges the englyſh ſcholers vnder the pꝛincyppalitie of other. Moꝛeouer ẏ theſe ſcholers of Irland, whiche be no graduates, & be of the kynges obeyſaunce, ſhall fynde ſuertie of their good bearyng, in ẏ maner as the ſayd graduates ſhuld do after the maner & fourme afoꝛeſayd. And that al the ſcholers of Irland, beyng now in Englād, which wyll here dwell, euery of them ſhall bꝛynge to the chaunceler of England foꝛ the tyme beyng, beforꝛe the feaſt of ſaynt Johū baptyſt next cōmynge, letters vnder the ſeale of the lieutenaunt oꝛ Juſtices of Irland, teſtifieng that they be of the kynges obeyſaunce. And of them that bꝛyngeth not ſuche letters betwyxt this and the ſayd feaſt of ſaynt John baptyſte, it ſhalbe done as of rebelles to our ſoueraygne loꝛd the kyng. And that from the ſayde feaſt of ſaynt Johū foꝛward, no perſons boꝛne in Irland ſhal entre the realme of England to dwell in the ſayde vniuerſytie of Oxenfoꝛd oꝛ of Cambꝛidge, oꝛ els where within the realme of Englād, oneles he bꝛynge to the ſayd chaunceler of England ſuche letters teſtimonyals, vpon peyne to be punyſſhed as a rebell to our ſoueraigne loꝛde the kynge.

Iryſhe people.

Irelande.

Scholars.

Letters teſtimonials.

Cap. iii.

Item thoughe it hath ben wel oꝛdeyned in tymes paſt, that he that ſhall be mayſter of the mynt, ſhal in no wyſe hold the kynges eſchaunge: Neuertheles our ſoueraigne loꝛde the king, by the aduyſe and aſſent of the loꝛdes ſpirituall and tempoꝛall, and at the requeſte of the comens afoꝛeſayd, wyll & graunteth, that the mayſter of the mynte at the tower of Londō, which now is, and which foꝛ the tyme ſhalbe, may haue and hold the kinges eſchaunge in the cytie of London, tyll the parlyamente nexte to be holden, ſo that the ſame mayſter doo to be ſent to the mynte all that that ſhall come to the eſchaunge in plate oꝛ in maſſe, to be coyned from tyme to tyme, vntyl the ſaid

Mayſter of the mynt.

Eſchaunge.

London.

parliament

parlyament, takynge for the eschaunge of the noble in the layde eschaunge .vi.d. ob. onely.

Item at the supplicacyon of the layd lordes & capytayns that be in Iyle, which haue endured with the gracious kyng Henry, father to the king that now is in all his warres, and also the executours of them that be commaunded to god, whiche haue endentes with the layd kynge the father, made by they⁹ peticyon delyuered in this parlyament: The kyng by the assent of all his lordes spirituall and temporall, and also of al the comens beyng in this parliament, wyll and graunteth, that the thyrdes and the thyrd of the thyrd of al maner of gaynes, gayned by way of warre, pattenynge to the layde kynge the father, the daye of his deth, al well of prisoners taken as of other gaynes of warre, maye be deducted and rebated by lawfull accompte in the kynges eschecker, for the summes of the wages to them due by the layd kyng the father, according to the effecte of the indentures therof made. Prouided alwaye that yt of that whiche vpon the layd accompt found due by the layd accomptaunte aboue the layd wages, payment be made by them vpō the same accompte, than the layd supplyauntes they⁹ executours heyres or land tenauntes after the layd accompte and gree made, shalbe therof quyte and discharged for euer. And moreouer the kynge wyll and hath ordeyned of the layd assent, that al they, to whome the layd kyng the father hath delyuered gages, iewels, and other thynges, shalbe before the kynges counsell before the feast of saynt Johñ baptist next commyng, with the same thynges and iewels. And in case they be not satisfyed of they⁹ duyties, or within halfe a yere after the same feast, than they after the sayde halfe yere shall haue all the layd iewels and thinges in peace & without impechement of the kyng, payeng to the kyng all that that the same iewels and thinges shalbe found of greater valour, than that wherfore they were put in gage, oneles they be auncyent iewels of the crowne. And that they & they⁹ heyres landtenantes and executours and euery of them, shalbe of the same iewels and thynges, which be not auncient iewels of the crowne, quyte and discharged agaynst the kynge after the halfe yere for euer.

Cap. v.

Gaynes of warre.

Gage.

Here begynneth the statute made at Westmynster in the second yere of kyng Henry the vi.

AT the parlyament holden at Westmynster, the .xx. daye of October, the seconde yere of the reygne of kynge Henry the vi. after the conquest, by the aduyse and assent of the lordes spirituall and temporall, and at the specyal instaunce and request of the comens of England beynge in the same parlyament, certayn ordynaunces, declaracions and statutes were made and stablysshed to the honour of god, and for the welth of the kynge and of his realme, in the fourme folowynge.

Cap. i.

FYRST that holy churche, and all the lordes spirituall and temporall, and all other the kinges people hauyng lyberties and fraunchyses, & also al the cyties and burghes, shall haue and enioy all they⁹ lyberties & fraunchyses

wel vsed and not repealed, nor by the comen lawe reprisable.

Capi.ii. Hospitall. ¶ Item where as the hospitall of saynt Leonard of York, which is of the fundacyon of the late progenytours of our sayde soueraigne lord the kynge late kinges of Englande, and of his patronage, in the fyrst fundacion of the

Thraue. same was endowed by the sayde progenytours of the kynge ona thraue of corn to be take yerly of euery ploughes eryng within the counties of York, Cumberland, Westmerland, and Lancaster, within the prouynce of York, of which thraues the mayster and brethern of the sayde hospital, and theyr predecessours haue ben seysed of the tyme whereof remeth no memorie, as parcell of the fyrst fundacion of the sayde hospitall, and the same they haue leuyed and gathered at the feast of saynt Martin in wynter euery yere tyll now late that dyuers people of the sayd counties, within the prouynce aforesayd, hath withholden the same thraues, wherof the sayd mayster & brethern haue no sufficient nor couenable remedie at the comen law, to the great domage of the sayde hospitall, and open subtraccyon of the sustenaunce of the sayde mayster and brethern, yf remedie be not for them prouyded, as complaynt was therof made in the sayde parlyament, The kyng considerynge the premysses, of the assent & requeste aforesayd hath ordeyned and stablysshed, that the sayd mayster and brethern, and theyr successours for the tyme beyng, may leuy, gather, and take the sayd thraues within the prouynce aforsaid, in the places where they ought of ryght and were wont after the custome and vsage had in the same places heretofore. And also that the same mayster & successours for the tyme beyng, shall from tyme to tyme haue actyons by wrytte or pleyntes of dette or detenue at theyr pleasure, against all them & euery of them that deteygneth the same thraues, so of ryght due to the sayde hospitall, or any parte of them, for to recouer the sayde thraues agaynst them and euery of them with theyr damages in this behalfe, prouyded always that the parties, with whom the sayd mayster and brethern or theyr predecessours be accorded for such thraues by compolicyons made and sealed betwyxt them, shall of no more be charged than is comprysed within the same compolicyons, for the possessyons that the sayde parties had at the tyme of the makynge of the aforesayde compolicyons.

Capi.iii. ¶ Item it is ordeyned and assented, that Johñ duke of Bedford, vncle to our soueraigne lorde the kynge, whiche is beyonde the sea in the parties of France in the kinges seruyce, in all maner of pleas moued and to be moued against any person or persons of landes & tenementes, the reuercyon or remaynder wherof is to the sayd duke ioynt or seuerall to his owne vse, he shal

Attourney be by his attorney as attorneys receiued to defend his right. And in the same maner shall haue and enioy all maner benefytes and auauntages, as yf he were present in his proper person. And that this ordynaunce extend as well to receptes of reuercyons & remaynders to be purchased and gotten to the sayd duke ioyntly or seuerally to his owne vse, as to receptes of reuercyons and remaynders, which he nowe hath, along as he shalbe in the kinges seruyce beyonde the sea.

Cap.iiii. ¶ Item where as the noble kynge Edwarde the thyrde dyd ordeyne his

staple

staple to be at Caleys, & that the hole repayre of wolles, wolfelles, lether, lead, tynne, butter, cheese, and other marchaundyse, except wollen clothes, and red herrynge passenge out of the realme of England and his landes of wales and Irland, and his towne of Berwyke vpon Twede, shuld be at ye staple towne of Caleys: And after at a parliament holden in the fyrst yere of kyng Henry the fourth it was ordeyned, that the staple of wolles, wolfelles, lether, lead, and tynne, shuld be holy at Caleys. Sauyng that marchaun- tes of Jeane, Gienyle, Cateloigne, Aragon, and other realmes landes and cuntreys towardes the west, beyng of the kynges amytie, may shyp at Hap ton in carrakes, shippes, galeys, and other vessels, wolles, wolfelles, lether lead, tynne and other marchaundyses of the staple, and bryngе them into theyr cuntrey towardes the west, after the fourme of the statute therof made in the second yere of kynge Richard the second after the conquest. And al so sauyng to the burgesses and marchauntes of Berwyk vpon Twede ser teyn benefyce to bryng the wolles of the growynge betwyxt the waters of Twede and Coket, to the sayd place of Berwyke, and to ship them towar- des what parties it shall please them beyond the see. And also where as the sayd statutes in the parliamēt holden at westmynster in the second yere of the reigne of kyng Henry the fyfth, father to our souerayigne lord the kyng that nowe is, were confirmed, and moreouer it was ordeyned in the same pa- liament, that no wolles, wolfelles, lether, lead, tynne hole or founded, called shoten tynne, nor none other marchaundise of the staple, what so euer it were shuld fromhens forth be sent or brought to any parties beyond the see, except they were fyrst caried to the sayd staple, after the fourme of the sayd ordy- nauns made the sayd fyrst yere, vpon payn of forfayture of al the marchan dyses in suche maner sent or brought out of the sayd realme, oneles it be by the kynges lycens. And except all persons, goodes, and thynges, whiche be except in the same ordynauns, made the said fyrst yere, as in the sayd sta tutes is more fully conteyned. Neuertheles the lether and founded tynne, called shoten tynne, bought and prouyded here in Englande, haue not ben brought to the sayd staple of Caleys, after the fourme of the sayd statutes, but doth passe into Flaūdres, Holand, and Seelande, to the great damage and dymynysshyng of the customes and subsidies due to the kynge, if they were brought to the towne of Caleys. The kynge wyllynge to eschue this damages and dymynucyō, by the aduyse and requeste aforsayd, hath ordei ned and stablisshed, that al the statutes therof made, not repealed, be hol- den and kept, and put in due execucyon. And that the hole repayr of wolles wolfelles, lether, lead, hole tynne and shoten tynne, and al other marchaun dyses perteynyng to the staple, passyng out of the realme of England, and of the cuntreys of wales and Irland, be at the sayd place of Caleys, and at none other place beyond the see, alonge as the sayd staple shalbe at Caleys, vpon payne of forfayture of the very valour of the marchaundyses, whiche shall passe els where but to the parties towardes the west named in ye sayd statutes therof made. And that no lycence fromhens forthe be graūted to the contrarie, except for wolles, felles, and lether of Northumberlande, west- merland

Staple. 1

Caleys.

Berwyk.

Marchaūdt. of the staple.

Shoten. Tynne.

merland, Comberland, and the bilhopryche of Durham, fauynge the kynges prerogatyfe. Prouyded always that if any marchaunces bruce colour of any lycence thip any wolles of the growynge of any parte of northhyre, or of any other countrey of the realme, except of the growyng of the same parties of Northumberland, Westmerland, Comberlande, and the bilhopryche of Durham, they thall forfayt to the kynge the valour of al the wolles so thipped, and also they thall lose the benefyt of the same lycence. And he that the same elpieth, and therof gyueth knowlege to the treasorer of Englang for the tyme beyng, thall haue the fourth parte of the forfayture so by hym notified.

Marchaūtes

Cap. v. Item bycause that a newe thippyng is found in the pyll of Foodzay in the countie of Lancaster, out of whiche pyll and of other tounes within the realme moche wolles be brought to Etnemoth in Seeland, and to many other places beyond the see, without custome or subsidie therof duely payed to the kyng, and the marchaunces come to Deuelyn in Zeland, & there take theyr cokettes, and pay for euery stone of wolle to theyr propre vse. And as the kyng hath ben therof credybly enformed in the sayd parliament, to the kynges great dilcett and fraude, It is ordeyned and stablilhed that if any perlon dryng or cause to be brought any wolles or wolfelles not customed out of the realme, to other places than to the sayd staple, he thal forfayte to the kyng the valour of the marchaundiles so thipped, & his body to prylon, tyl he hath made and payd a fyne and raunsom. And that he that therof gyueth knowlege to the treasorer of England for the tyme beyng, and the trel palour for the same duely conuicte, thal haue the fourth parte of the forfayture due to the kyng in this behalfe.

Custome.

Staple.

Cap. vi. Item where as by kyng Henry the fyfth it was ordeined, that a myne of gold and syluer thuld be holden within the town of Caleys, whereby great substaūce of money of gold and syluer hath ben brought within the realme, which money by diuers persons hath ben and is daily caried out of ỹ same to Burdeux, Flaūdres, and other places, agaynst the statute in olde tymes made and pursueyed in this behalfe, as hath ben greuously complayned in this parliament, It is ordeyned and assented, that the same statute be holden and kept, and put in due execucyon. And moreouer it is ordeyned & stablilhed, that no gold nor syluer thalbe caried out of the realme, contrarie to the sayd statute, oneles it be for payment of wares and the kynges soulde ours beyond the see, vpon payne of forfayture of the valour of the summe of money so caried out of the realme, to be leueyed of hym that ỹ same thall bryng, carie, or send out of the same realme. And that he that the same elpieth, and therof gyueth knowlege to the counsell, or to the treasorer of England, thal haue the fourth parte of the forfaiture so dueto the kyng. Except the raunsoms for tynes of englylth prysoners taken and to be taken beyōd the see, and the money that the souldeours thall carye with them for theyr reasonable costes, and also for horses, oxen, sheepe & other thynges bought in Scotland, to be brought and caried to ỹ parties adioynyng, so that the money to be sent for the tynes of the sayd prisoners, or to be caried by ỹ said

Myne.

Money.

Gold syluer.

souldeours

ſouldeours to the parties beyond the ſee, be not made without the kynges ſpecyall lycence. And bycauſe it is ſuppoſed, that the money of gold of the realme is caried out of the ſame by marchauntes alyens, It is ordeyned & ſtabliſſhed, that the marchauntes alyens ſhal kynde ſuertie in the chaunce-rie, euery company for them of theyr company, that none of thē ſhal bryng out of the realme no gold nor ſyluer agaynſt the fourme of the ſayd ſtatute vpon payn of forfayture of the ſame gold or ſiluer, or the valour of ỹ ſame. And if any of them do the contrarie, and that duely proued, & he ſo doynge be gone ouer the ſee, than the pledges of his company ſhall pay to ỹ kyng the ſayd forfayture, wherof he that the ſame hathe eſpied, and therof gyuen notyce to the treaſorer, or to the kynges counſell, ſhall haue the fourth parte, as afore is ſayd. Marchaūtes alyens.

¶ Item bycauſe that the lether tanned by corwayners, dyeng the myſtery of tanners, and alſo moche of the lether tanned by the tanners, is ſo diſceyt fully tanned, that the bootes, ſhooes, and other neceſſaries therof made, be in a ſmall ſeaſon waſted and deſtroyed, bycauſe of the euyl tannynge of the ſayd lether, to the great diſceyt and loſſe of al the comynaltie of the realme, It is ordeyned and ſtabliſſhed, that if any corwayner dwellyng in the realme of England, vſe the myſterie of tāner, duryng the tyme ỹ he vſeth the myſterie of corwayner, that he ſhall forfayt to the kyng for euery hyde by hym, or by any other to his vſe tāned. vi. s. viii. d. And that if the corwayners fynd any notorious defaut in the lether, tāned by the ſaid tāners, or to be tāned, ỹ the tāner of ỹ ſame lether ſo defectyfe ſhall forfayt to the kynge in the ſame maner for euery hyde ſo defectyfe. vi. s. viii. d. And that he that wyl ſue ſhal haue the one halfe for his labour, and the king the other halfe. And that the Juſtices of the one benche & of the other, Juſtices of aſſyſes, Juſtices of peace, the Juſtices of Cheſter and Lancaſter, and mayres of cyties and burges, haunge power as Juſtices of peace, ſhall haue power to enquyre here and determyn the artycles and maters aforeſayd, alſwell at the kynges ſuyte as the parties, or to attaynt them by exampynacyon, alſwel at the ſuyte of the kyng as of ther partie, by the diſcrecyon of the Juſtices and mayres aforeſayd. And that this ordynauns and ſtatute begyn to hold place and be put in execucyon at the feeſt of Chriſtmas next commyng. Cap. viii. Corwayners Tanners. Leather. Juſtices of peace.

¶ Itē where as it is ordeyned in the laſt parliament amonges other thyn ges, that all people born in Irlād, ſhalbe boyded out of the realme within a moneth next after proclamacyon made of the ſayd ordynaūs, vpon payn to loſe theyr goodes and to be impriſoned at the kynges wyl, except certeyn perſons in the ſame ordynauns excepted, and that the graduates and bene ficed men ſhuld kynde ſuertie of theyr good bearyng, and that they ſhuld not take vpon them the pryncypaltie of any halle or hoſtell, but to abyde amō-ges other engliſh ſcolers vnder the prīcypaltie of other, & alſo that thoſe ſcolers of Irland, that be not graduates, and be of the kynges obeyſauns, ſhal kynde ſuertie of theyr good bearyng in the maner as the ſayd gradua-tes ſhal do in the fourme aforeſayd. And that al the ſcolers of Irland, beyng els where in England, that wyll here abyde, ſhall bryng euery of them by hym ſelfe Cap. viii. Iryſhe people. Scholers of Irelande.

hym ſelfe to the chaunceler of England for the tyme beyng, before the feeſt of ſaynt Johñ baptyſte laſt paſt, letters vnder the ſeale of the lieutenaunt or Juſtices of Irland, witneſſyng that they be of the kynges obeyſaunce. And that of them that bryng not thoſe letters before the ſayd feeſt of ſaynt Johñ, it ſhalbe done as of rebels to the kyng. And from this feeſt of ſaynt Johñ forward, no perſon borne in Irland, ſhal entre the realme of Englãd to abyde in the vnyuerſitie of Orenford or Cãtebridge, or els where within the realme of England, onelesse he bryng to the ſayd chaũceler ſuche letters teſtymonyall, vpon payne to be puniſſhed as rebels to the kynge. And for aſmoche as in the ſayd ordynaunce no mencyon was made, before whom nor in what maner the ſuertie of good bearynge as before, ſhall be found,

Chaũcellers of the vniuerſities.

It is ordeyned and ſtabliſſhed, that the chauncellers of the vnyuerſities of Orenford and Cantebridge for the tyme beyng, euery of thẽ within his iuriſdictyon, ſhall take the ſuerties, to be taken of ſcolers with in the ſame vnyuerſities, and certifie the ſame into the kynges chaũcerie. And that the Juſtices of peace within the counties, and mayres and baylyffes within cyties and burghes enfraunchyſed, haue power to take before them ſuche maner ſuertie of good bearynge, and to do execucyon agaynſt them which ſhal abyde or do agaynſt the ſayd ordynauns fromhenſforth.

Juſtices of peace.

Cap. ix.

Item it is ordeyned, that proclamacyon be made through all the counties of Englande within fraunchiſes and without, & within cyties, townes, burghes, and els where, that all the money called blankes ſhalbe holly out and voyded out of the realme before the feeſt of ſaynt Johñ baptiſt next commynge. And moreouer, that no man after the ſayd feeſt, pay or receyue for payment in any maner within the ſayd realme, the ſayd money called blankes, vpon the ſame payne conteyned and ordeyned by a ſtatute made the thyrd yere of kyng Henry, father to our ſayd ſoueraigne lord the kyng, agaynſt all them that pay or receyue for payment the money called galy-halpens, ſuſkyns and dotkyns within the realme.

Money.

Cap. x.

Courtes.

Item to the intent ẏ the better & more ſuer gouernaunce be had within the courtes of our ſoueraigne lorde the kyng, to his profyte, and eaſe of his people, which haue to purſue & to do in the ſame, It is ordeined and ſtabliſſhed, ẏ al the officers made by the kynges letters patẽtes royal within the ſayde courtes, which haue power & auctorite by vertue of theyr offices of old tymes accuſtomed to make clerkes & myniſters within ẏ ſame courtes, ſhalbe charged & ſworne to make ſuch clerkes & mynyſters, for whome they wyll anſwer at theyr peryl, which be ſufficiẽt faythful & intendyng to ẏ part teyneth to thẽ in the buſynes, aſwel of ẏ kynges buſynes as of his people.

Letters patentes.

Cap. xi.

Meaſures.

Item where as in old tyme it was ordeyned & lawfully vſed, ẏ tonnes, pypes, tercyãs, hoggeſhedes of Galcoyn wyne, barels of hearing & of eeles and buttes of ſamõ cõmyng by way of marchaundiſe into this land, out of ſtraunge cũtreys, & alſo made in the ſame land, ſhuld be of certeyn meaſure that is to ſay, the tonne of wyne. CC. lii. galons, the pype. C. xxvi. galons, the tercyan. lxxxiiii. galons, the hoggeſhede thre ſcore and thre galons, the barel of hearyng and of eeles. xxx. galons fully pakked, the butte of ſamon

lxxxiiii.

xxviii. galons fully pakked, Nouertheles by ymagynacyon and subtyltie now late, suche vessels haue ben of moche lesse measure, to the great discept and lolle of the kyng & of his people, wherof especyall remedie was prayed in this parliament. It is ordeyned and stablissed, that no man, after the end of .iii. monethes of the feest of Ester next cõmyng, shall bryng into the realme of Englande, of what cuntrey so euer it be, nor make within the same realme tonne of wyne, except it conteyne of the englysh measure. CC. xii. galons, the pype. C. xxvi. galons, and so after the rate, the tercyan and the hoggeshed of gascoyn wyne, vpõ payne of forfaiture of the same wyne. Nor barel of hearynge nor of eeles, oneles they conteyne. xxx. galons fully pakked, nor butte of lamon, oneles he cõteyn. lxxviii. galons fully pakked, nor kynderkyns, tercyans, & fyrkyns, of hearyng, nor of eeles, nor of lamõ, but after the rate fully pakked, after the feest of the natyuytie of sayn Johñ the baptyst next cõmyng, vpon payne of forfayture of the sayd hearyng, eeles and lamon, so brought or made contrarie to this ordynauns, in what cytie, burgh and towne of the realme, or in any partie of Eglãd that suche defautes be found, to the lorde of the same towne. And that he that wyll sue and proue the sayd defautes, shall haue the. iiii. parte of the same forfayture. And the Justices of peace in all the counties of England, and mayres and baylyffes, hauyng power to enquyre of the peas, shal enquyre here and determyn all the same defautes. And that this ordynauns extend, and haue strength, alwell within the countie of Chestre, as els where.

Tonne of wyne.

Justices of peace.

¶ Item to the intent that the more bullyon may be brought to the mynt, & the greater plentye of whyte money to be made and currant within the realme, for the ease and profyt of the comynaltie of the same, it is ordeyned & stablissed, that the maister of the mynt shall kepe his allay in the makyng of white money, accordynge to the tourme of his indenture. And that the same maister receyue of euery plon, that shal bryng any syluer to the mynt, the same money at the true valour as it is worth, accordynge to the same allay, vpon payne to pay to the partie his double damages. And also to the intent that this ordynauns may the better and more iustly be obserued, it is ordeyned, that the kynges assayer, whiche is a person indifferẽt betwyxt the mayster of the mynt and the marchaunt, and also the controller of the mynt shalbe present, whã any such bullyõ of syluer is brought to the mynt, to the intent that the sayd assayer may ryghtfull set the valour of the same accordyng to the lawe, in case of variaũs betwixt the mayster and the marchaunt, and the controller to controlle alwell syluer, whiche is brought to the sayd mynt, as brought out of the same, euery .ii. days faythfully and indifferently to do theyr deuoyr, without takynge any reward other than the fee, which they shal take of the kyng, vpon the payne to yeld double damages as afore is sayd. And that the assayer and controller be credible substãcyal & expert men, hauyng perfyt knowlege in the mystery of goldsmythes & of the mynt. And also that nother the mayster of the mynt, nor the chaũgeour for the tyme beyng, sell nor do to be sold, nor alyẽ to none other vse but to the coyn, no maner of gold nor of syluer wrought or vnwrought, coyned

Cap. xii.

Mynt.

Money.

Mayster of the mynt.

Allay.

Bullion.

Comptroller of the myt.

Chãgeour.

or not

or not coyned, or bullyon which is brought to the mynt, or to the eschaunge, but applye the same onely to the money accordynge to the fourme of the sayd indenture, vpon the payne conteyned in the same indenture. And that the same maister of the mynt cause to be stryken fro tyme to tyme half nobles, farthynges of gold, grotes, halfgrotes pens, halfpens & farthynges, for the ease of the people, accordynge to the tenour of the indenture made betwyxt the kynge and hym, vpon the payne conteyned in the same, so that the comen people may haue recourse to the eschaunge for smal golde and white money as they reasonably shall nede.

Cap. xiii. Money. Syluer.

¶ Item for asmoch as great skarcytie of white money is within ỹ realme, bycause that syluer is bought and sold not coyned at ỹ pryce of .xxxii. s. the pound of Troy, where as the same pound is nomore of valour at the coyn than .xxxii. s. (abated for the coynage .xii. d) it is ordeyned & stablisshed, for the increase of white money, that no man, of what estate or condicyon that he be within the realme, shal bye or sel no siluer in plate, peece, nor in masse, beyng as good of allay as the sterlyng, aboue .xxx. s. the li. of Troy, ouer ỹ fallhyon, vpon the payn of forfayture of the double valour of asmoche as he byeth or selleth contrarie to this ordynaūs. And that the one halfe be forfayt to the kynges vse, and the other halfe to the vse of hym that wyll sue and proue the same forfayture. Prouyded always that they whiche go to the coyn, may haue and take of the mayster of the same coyne, accordyng as is lawfully conteyned in the indentures therof made betwyxt the kyng and hym. And also the mayster of the sayd mynte, for the tyme beyng, may take and delyuer as is conteyned in the sayd indendures without takyng more for the ease and profyte of the comen people.

Maister of the mynt.

Cap. xiiii Goldsmyth

¶ Item that no goldsmyth nor worker of syluer within the cytie of London, sel no werkmanshyp of syluer, oneles it be as fyne as the sterlynge, except the same nede sowdour in the makynge whiche shalbe allowed accordynge as the sowdour is necessarie to be wrought in the same. And that no goldsmyth nor iewellour, nor none other ỹ worketh harneys of syluer, shal set any of the same to sel within the cytie, before that it be touched with the touche, & also with a marke or signe of the werkmā of the same, vpō payne of forfayture of the double, as afore is sayd. And that the marke and signe of euery goldsmyth be knowen to the wardeyns of the crafte. And if it may be found, that the sayd keper of the touche, touche any suche harneys with the Leopardes hed, except it be as fyne in allay as ỹ sterlyng, that than the keper of the touch for euery thyng so proued, not as good in allay as ỹ sayd sterlyng, shal forfayt the double valour to the kyng, and to the partie as is aboue recyted. And also it is lykewyse ordeyned in the cytie of Yorke, Newcastell vpon Tyne, Lyncolne, Norwich, Bristowe, Salesbury, and Couentree, that euery shal haue dyuers touches, according to the ordynaūs of the mayres, baylyffes, or gouernours of the same townes. And that no goldsmythes, nor other workers of syluer, nor kepers of the sayd touches within the same townes, shall set to sale nor touche any syluer in other maner than is ordeyned before within the cytie of London, vpon payne of the

Iewellour.

Touche.

Sterling.

London.

sayd

sayd forfayture. And moze ouer that no goldsmyth noz other wozker of syluer within the realme of Englande, where no touche is ordeyned, as afozetis sayd shall wozke any syluer, except it be as fyne in allay as the sterlyng, and that the goldsmyth oz wozker of the same syluer, set vpon ỹ same his marke oz signe, before he ley in to salue. And if it be found, that it is not as fyne as the sterlyng, that than the wozker of the same shal forfait ỹ double valour in maner & fourme as before is recyted within the cytie of London. And that Justices of peace, mayzes, and baylyffes, and all other hauyng po wer as Justices of peace, shall here, inquyze, and determyn, by byl playnt oz in other maner, al that do contrarye to the sayd ordynaunces, and therof to make due execucyon by theyz discrecyons. Prouyded always that if the maister of the mynt that nowe is, oz whith foz the tyme shalbe offende oz haue offended in his office of the sayd mynte, that than he be corrected and iustified accozdyng to the fourme of the sayd indentures.

Justices of peace.

Wayster of the mynt.

¶ Item it is ordeyned, that the standyng of nettes & engynes called trynkes, and al other maner nettes, which be and were wont to be fastened and hanged contynually day and nyght by a certeyn tyme in the yere, to great postes botes and ancres ouerthwart the ryuer of Thamyse and other ryuers of the realme, which standyng is a cause and an occasyon of as great and almothe destruccyon of the bzoode and frye of fysshe, and disturbauns of the comen passage of vessels, as be the weares, kydels, oz any other engynes, be holy defended foz euer. And that euery person that setteth oz fastneth them from henssozth to such postes, botes, oz ancres, oz lyke thyng, contynually to stand as afozetis sayd, and be duely therof by the course of the lawe conuicte, he shall forfayt to the kyng. C.s. at euery tyme that he is so proued in defaut. Prouyded always, that it shalbe lawful to the possessours of the sayd trynkes, if they be of assyse, to fysshe with them in all seasonable tymes, dzawynge and conueyenge them by hand as other fysshers do with other nettes, and not fastnynge oz takkynge the sayd nettes to the postes, botes, and ancres, contynually to stande as afozetis sayd. Sauyng always to euery of the kynges liege people theyz ryght tytle and enherytaūs in theyz fysshynges in the sayd watet.

Cap. xv.

Nettes.

Frye of fysshe.

Trynkes.

¶ Here begynneth the statute made at westmynster the thyrd yere of kynge Henry the. vi.

Ur soueraigne lozde the kynge, by the aduyse and assent of the lozdes spirituall and tempozall, and at the speyall requeste of the comens assembled in this parliamēt, holden at westmynster the last day of Apzyll, the thyzd yere of his reigne, hath ordeyned and stablished certeyn ozdynaunces and statutes to the honour of god and foz the well of his realme in the fourme folowyng.

Cap. i.

Masons.

¶ Fyzst where as by the yerely congregacyons and confederacyes made by the masons in theyz generall chapytres and assembles, the good tours and effecte of the statutes of labozers be openly violate and bzoken, in subuercyon

uerryon of the lawe, and to the great domage of all the towens. Our sayde
soueraigne lorde the kynge, wyllynge in this case to prouyde remedye, by
the aduyse and assent aforsayd, & at the especyall requeste of ꝑ sayd towens,
hath ordeyned and stablisshed, that suche chapitres and congregacons shall
not be fromhensforth holden. And if any suche be made, they ꝑ cause suche
chappytres and congregations to be assembled and holden, if they therof be
conuicte, shalbe iudged for felons. And that al the other masons, that come
to suche chapitres and congregacyons be punisshed by imprysonement of
theyr bodye, and make fyne and raunsome at the kynges wyll.

Capi. ii. Sheepe.

¶ Item bycause that dyuers psons do dayly bryng out of the realme gret
nombre of sheepe with fleese into Flaundres and other cuntreys beyond ꝑ
see, and there they sheare them, and sel aswel the same sheepe as the wolles
of the same to men of the same cuntrey, so that by suche persons the sheepe
within the same cuntrey of Flaundres and other parties in shorte tyme be
lykely to be greatly increased and multyplyed, to the great disceyt, losse, &
domage of our soueraigne lorde the kynge of his customes and subsydyes
of the sayd wolles, & also to the great hynderauns of al the realme, and dy-
mynucyon and abatement of the pryce of wolles aswel at the staple of Ca-
leys as here in Englande, onles remedy be prouyded in this behalfe. Our
soueraigne lord the kyng, conssideryng the premysses, by the aduyse and as-
sent, and requeste aforsaid, hath ordeyned and graunted by the auctoritie a
forsayd, that no maner person, of what estate or condicyon that he be, from-
hensforth be suffred to ship within the realme of England any sheepe fleced
or shorne into the sayd cuntrey of Flaundres, or to any other parties beyond
the see, except it be to brytayll the towne of Caleys and the marches there
of. And that euery man that may be espyed, whiche vnder colour of bytay-
lynge of the same towne and marches of Caleys, passethe into any other
places than to the same town and marches, with any sheepe fleced or shorn,
excepte he haue the kynges lycence, shal forfayt to the kyng the same sheepe,
or the valour therof, as oftentymes as he shalbe found therin defectyfe.

Wolles.

Caleys.

Capi. iii. Custumer.

¶ Item it is ordeyned and stablisshed, that if any custumer, collectour, or
controller of the kynges customes, of cokettes of clothes, of subsydyes, of
tonnage or pondage in any porte or place of Englande, be duely attaynted
or conuicte at the kynges suyte of fals concelyng of the kynges custome, or
subsidie, duely entred and payed by any marchaunt, that than the sayd cu-
stomer, collectour, or controller, so duely attaynted or conuicte by the law,
shall lose and forfayt to the kynge the treble valour of the marchaundyses
so duely customed, and make fyne and raunsom. And he that wyll sue, shall
haue the thyrd parte for his labour.

Capi. iiii. Staple. Caleys.

¶ Item where as by a statute made in the tyme of the noble kyng Edward
the thyrd it was ordeyned, that the staple and the marchaundyses of ꝑ staple
shalbe brought to Caleys, amonges which marchaundyses it was ordey-
ned by the same statute, that butter and cheese shuld be marchaundyses of ꝑ
staple, by whiche ordynaunces dyuers persons of the realme of Englande
haue had great domage, bycause that the sayd butter and cheese be so tedre

marchaundyses

marchaundyses, that they maye not tary theyr marchauntes, as our soue-
raigne lorde the kyng hath perceyued by ꝯ grenous complaynt of his sayd
comens: Also the same our soueraygne lord the kynge, willyng to prouyde re-
medye in this behalfe, by the aduyse and assent aforsayd hath ordeyned and
stablished, that he that wyll bynge buttes and cheese to any other parties
than to the sayd staple, shall sue to the chaunceler of England for the tyme Chancellour of England.
beyng, to haue lycence in this partie. And that the same chaūceler haue po-
wer to make to hym suche lycences vnder the kynges great seale, yf it lyke
hym so to do by his discrecyon.

Item where as in the last parlyament it was graūted, that a cōmyssyon Cap. v.
for the water called the ley, one of the great ryuers, which extendeth frō the Ley the ryuer.
towne of Ware tyll the water of Thamyse, in the counties of Hertford,
Essex, and Middelsex, to survey, redresse, and amende all the defautes in
the sayde water, for the passage of shyppes and botes, as in the ordynaun-
ces and statutes of the kynges noble progenytours is conteyned: And for Cōmissyon.
asmoche as the same commyssyon was directed to diuers great men lordes
and other persons, whith therto myght not attend, It is ordeyned and sta-
blissed, that the chaunceler of England shall haue power to graunt suche Chancellour of England.
commyssions at all tymes nedefull, to suche indifferent persons dwellynge
therabout, whiche therto best can and maye entend to enquyre, redresse, and
amende all the defautes beyng in the sayd water, aswel by dyuers trenches
made out of the said water, as of al other maner stankes, kydels, weares or
mylles, beyng or made to the anoyaunce of the passage of botes in the sayd
water, accordyng to the purport and tenour of the statutes in this case pro-
uyded and ordeyned.

Here begynneth the statute made at Leycester, the fourth yere of kynge Henry the. vi.

These be the ordynaunces and statutes made by our soueraigne
lorde the kyng, by the aduyse and assent of the lordes spiritual
and temporall, and at the speciall requeste of the comens of his
realme, in his parlyament holden at Leycestre, the .xviii. daye
of Februayr, the fourth yere of his reigne beyng to the honour
of god and for the weale, profyt, and ease of his realme.

Fyrste where a grenous complaynte hath ben made to the kynge by his Cap. i.
comens in this parlyament, that where dyuers wrytes at the supte of the
parties be seuerally directed to sheryffes of the realme, to take dyuers per- Shyrreffes.
sons by their bodyes, the same sheryffes, after the wrytes to them so directed,
take great summes of money of the parties, whiche be so pursued for their
mayntynaūce. And moreouer ꝯ sayd sheryffes do take great sūmes of money,
to imbesyl the kynges wrytes in dyuers cases, to the great impediment &
hynderaunce of the parties pursuyng, To the great oppressyon and impo-
uerisshyng of the comen people of the realme: And where as wrytes be di-
rected to the said sheryffes, to impanel diuers persons to passe in enquestes
betwyxte parties, & to returne & certyfie theyr names in the kinges courtes

the same sheryffes do returne and certifie by vertue of the sayd wryttes, the names of ipuers men empanelled, without any wayenynge therof made to them, to theyr great losse and domage. It is ordeyned and stably ſſhed, that euery sheryffe for the tyme beyng, shall returne the wryttes to him directed in the kinges courtes, at such dayes as they be returnable. And that ꝑ same sheryffes in semonable tyme warne all the persons impanelled, to passe in enquestes in the kynges courtes, that they maye appere at suche dayes as they haue by the kinges wryttes. And yf any sheryffe do ꝑ contrarie of any of the sayd articles, thā the partie that feleth them selfe grieued, may sue by byll or wryt vpon his case agaynst the sheryffe, afore in the escheker as in any other of the kynges courtes, in which suytes yf the sheryffe by cōuicte, the partie that sueth shall recouer in ꝑ same suyt his double damages. And that the Justyces of peace, Wardes of letes and hundredes, haue power to enquyre of suche mysprysions and defautes of the sayd sheryffes, and to certifye theyr sayde enquyries before the Justyces of delyueraunce, so that they maye put the sayde parties to answere vpon whiche answer yf they be founde guilty, they shall make fyne and raunsome to the kyng. And this ordynaunce shall endure tyll the next parlyament. And as to the lettynge to maynprysse, the statutes made in tymes past & not repealed, beynge in theyr owne force, shall be holden and kept in all poyntes.

Sheryffes.

Justices of peace.

Cap. ii.

Assyses.

Item where as at the parlyament holden at westmynster the second day of May, the .xv. yere of the reygne of kyng Henry the fyfth, father to our souereygne lorde the kynge that nowe is, because that the takynge of assyses was generally ceassed throughe the realme, by reason of an ordynaūce made by the sayd late king, our souereigne lord the king cōsyderyng the dilleases & domage, whiche many of his lyege people haue had and susteyned by the same ceassyng, cōmaundeth, that the Justices shal hold the assyses throughe the realme in the maner accustomed. And for to eschewe the dissertion of persons, whych than were passed & shulde passe in the viage of the sayd late king, and also of the persons which were abydyng in the seruice of the sayd kyng in the parties of Normandie and of Fraunce, it was ordeyned & prouyded, that in euerye protectyon with the clause (Volumus) to be made for any of the same persons, there shulde be in the clause of exceptyon conteyned in the same, omyssyon of these wordes, Sithe noue dissertine. And ꝑ all those protections shulde be alowable and alowed to them and euerye of them in al the kynges courtes and other places, where suche protectyōs be set forth for any suche psons in al pleas of assyses as wel of nouel dissertyn as of fresh force, without any difficultie. Prouyded always that the iudgementes to be gyuen frōhensforth in suche assyses arrayned or to be arrayned, shall not be prejudicyal to any persons so abydyng in the kinges seruice beyond the sea, as afore is sayde, whiche haue any thyng in reuercyon or in remaynder in landes or tenementes, wherof suche assises were or shulde be arrayned, yf they which had in reuercion or in remaynder in such landes or tenementes, shulde not be named in the same assyses, but that they shulde be against them holly boyd. And this ordynaūce shal indure tyl the parlyament, which shal

Protection.

be fyrste

be fyrſt holden after the nexte returne of the ſayd late kinge into England. And yt the ſame ordinaūce touchyng the ſayd perſons ſo abyding in ỹ kinges ſeruyce beyond the ſea, and alſo touchyng the ſayd perſons which than were paſſed or ſhuld paſſe in the ſayde viage, were not ſufficient for the eaſe and ſuertie of theym: It was alſo accorded and aſſented, that the lordes of the kynges counſel for the tyme beynge, ſhulde haue ful power by auctoryte of the ſayd parlyament, to ſet, ordeyne, and prouyde ſufficiēt remedie for the eaſe and ſuertie of all the ſame perſons, as for them and euerye of them ſhuld ſeme to the ſayd lordes moſte expedient and auayliable in the caſe, after theyr good aduyſe and diſcrecyons, whythe ordynaunce is determyned by the deth of the ſayd late kyng: Our ſouerayngne lorde the kyng, conſyderyng the good and greable ſeruyce, whiche many of his faythfull ſubiectes haue done to hym, and dayly doth in the parties beyond the ſea, in the company of his deere vncle the regent of Fraunce duke of Bedford, and of his deputies in the parties of Fraunce, and for ſomych wyllynge for theyr eaſe and ſuertye lykewyſe to ordeyn and prouyde in this caſe: of the aſſent & aduyſe of the lordes ſpirituall and temporal, & alſo of the comens in this parliament aſſembled, hath ordeyned, that the ſayd ordinaūce made the ſaid. ix. yere ſhall ſtande as a ſtatute and lawe effectuall and auayliable in al poyntes for al perſons which nowe be & heraftter ſhalbe abydyng in the kinges ſeruice in the company of the ſayde regent, or of his deputies in the parties of fraūce and of Normandie, to endure from the fyrſt day of June, the. iiii. yere of the reigne of our ſayd ſouerayngne lord the kyng, tyll the ende of. iii. yeres than next folowyng. Prouyded always that all ỹ entrees to be made after the ſayd fyrſt day of June, ſhall not be compryſed in this preſent ordynaunce. And that none, whiche ſhall make ſuche entrees after the ſayd fyrſt daye of June, ſhall haue any benefyt of the ſame ordynaunce.

Cap. iii.

Wilfulnes of the clerke.

Syllable.

Item where as at the parlyamēt holden at weſtmynſter, the ſecond day of May, the. ix. yere of the reygne of kyng Henry, father of our ſouerayngne lord the kyng that now is, it was reherſed, how that at the parlyament holden at weſtmynſter, the. xiii. yere of kyng Edwarde the thyrd, it was ordeyned by the auctorite of the ſayd parliamēt, that for miſpriſion of the clerke, in what ſoeuer place it be, no proceſſe of plee ſhulde be vndone nor diſcontynued by ouerſyght in wrytyng a letter or ſyllable to moche or to lytel: but as ſoone as the thyng were perceyued by challenge of the pties, or in other maner, it ſhuld be haſtely amended in due fourme, without gryuyng auaūtage to the partye that chalengeth the ſame, bycauſe of ſuche myſpriſyon: The ſayd late kyng Henry, conſyderyng the diuerſitie of opinions, whiche men had vppon the ſayde ſtatute, and for to put the thynge in more open knowlege, dyd declare & ordeyne by auctorite of the ſayd parlyament, holden the ſayde. ix. yere, that the Juſtices, before whome ſuche plee or recorde is made or ſhalbe depending, aſwel by addtournement as by way of errour or otherwyſe, ſhall haue power and auctoryte to amende ſuche recorde and proces, aſwell after iudgement gyuen as before, by force of the ſayd ſtatute made in the tyme of the ſayd kyng Edwarde, which ordynaunce ſhulde en-

dure tyll the next parlyament, which shuld be fyrst holden after the returne of the sayd kyng Henry the father into England from beyonde the sea, and which now is determyned by the deth of ꝑ sayd late kyng Henry the father: Our soueraigne lord the kyng, by the aduyse & assent aforsayd, hath ordeyned and stablissched, that the sayd statute, & the effecte of the same, made the sayd .ix. yere, shall hold strength, force, and effecte, in euery record & processe of the same, aswell after iudgement gyuen vpon a verdicte passed, as vpon a mater in lawe pleded, as a statute auayliable and effectuall in lawe to endure for euer. Prouyded allways that this statute do not extend to recordes and processes to the parties of Wales, nor to the recordes & processes, wher by any person is or shalbe outlawed at any maunes suyte.

wales.

Cap.iiii. ¶ Item our sayd soueraigne lorde the king, by the aduyse and assent aforsayd, hath ordeyned & stablissched, that all the wryttes suytes and processes,

knyghtes. which all the knightes ꝑ were made knightes by ꝑ king in the tyme of this parliamẽt holden, haue dependyng, & which euery of thẽ hath dependyng, not determined, be good & effectuall, not abatable by the lawe, because that they be made knyghtes, or bycause that any of them is made knyght.

Cap.v. ¶ Item where as the noble kyng Rychard the second after the conquest, at his parlyament holden at Westmynster the .xv. day of saint Hillarii, the xvii. yere of his reygne, at the especyall requeste of the comens of the same parlyament dyd graunt lycence to all his liege people of his realme of England, to ship and cary corne out of the sayd realme, to what parties thẽ pleased, excepte to enemyes, payeng the subsidies and deuoyrs therof due, notwithstandynge any ordynaunce, proclamacyon, or defence, made before to the contrarie. Neuertheles the same late kynge, wyllynge that his counsell myght restreyne the sayd passage whan to them semed nedefull for the profyt of the realme: Our soueraygne lorde the kyng, at the especyal requeste of the comens of this present parlyament, and by the aduyse and assent afore sayde, wyll and graunteth, that the sayde statute be holden and kepte in all poyntes, so that his counsell may restreyne the sayd passage whan to them shall seme necessarye for the profyt of the realme.

corne carted out of the realme.

¶ Here begynneth the statute made at westmynster, the vi. yere of kynge Henry the .vi.

OUr soueraigne lord the kyng at his parliament holden at Westmynster, the .xv. of saynt Michel, the .vi. yere of his reygne, by the aduyse and assent of the lordes spirituall and temporall, and at the specyall instaunce & requeste of the comens of his realme, in the sayd parlyament assembled, hath done to be made certeyn statutes and ordynaunces to the honour of god and for the weale and ease of his people in the maner and fourme folowynge.

Cap.i. ¶ Fyrst because that diuers of the kinges faythful subiectes by false ymaginacyon couyn and conspiracie of certeyn offenders, be endited before our

Inditement.

Conspiracie. soueraygne lorde the kynge in his benche of dyuers felonyes and treasons by suspecte turrours, hyred and procured to the same by confederacye and

couyn

coupn of the ſayd conſpiratours, by force of whithe enditementes a capias is awarded to the ſheryffe of the countie, where the ſayde benche is returnable within .ii. or .iiii. dayes, at whiche daye yf the partye ſo endyted come not, and exigend is awarded, wherby the goodes and catals of ſuche perſons endited be forfayt to our ſoueraygne lorde the kynge, to the fynall deſtructyon of dyuers of the kynges faythfull ſubiectes, as the ſame oure ſoueraigne lorde the king hath conceyued by the greuous complaynte of the ſayd comens made to hym in the ſayde parlyament: Our ſayde ſoueraygne lorde the kynge, wyllynge in this caſe to prouyde remedye, hathe ordeyned by the aduyſe and aſſent of the ſayd lordes, that before that any exigend be awarded agaynſt ſuche perſons endited before the king in his ſayd benche, wryttes of capias ſhalbe directed, aſwell to the ſheryffe or ſheryffes of the cõtie, wherof they be named in the enditementes, the ſame capias hauyng the ſpace of .vi. weekes at the leaſt or lenger tyme by the diſcrecyon of the Juſtices, yf the caſe that requyre, before the returne of the ſame, which wrytes ſo returned, the Juſtyces ſhall procede in the maner as they haue done before this tyme, and yf any exigend be awarded, or any outlagarie pronoũced hereafter agaynſt ſuche perſons endited, before the returne of the ſayde wrytes, the ſame exigend ſo awarded, with the outlagarie therof pronounced, ſhalbe voyd and holden for none. And this ordynaunce ſhal endure aſlonge as ſhall pleaſe the kyng. Exigend.

¶ Item becauſe that dyuers of the kinges liege people in tymes paſt haue ben diſheryted, becauſe that in ſpecyall aſſyſes the tenaũtes and defendantes myght not haue knowlege nor coppye of the panell of theym that be empanelled to paſſe in the ſayd aſſyſes, to enfourme them of theyr ryght & tytles before the day of the ſeſſyon that the aſſyſes ſhalbe demaunded: Our ſouerayne lord the kyng, wyllyng therof to prouyde remedy, hath ordeyned and ſtablyſhed, that the panels of the aſſyſes ſhalbe arayed, and a coppye indented of the ſame by the ſheryffe delyuered to playntyffes tenauntes and defendaũtes .vi. dayes at the leaſt before the ſeſſyon of the Juſtices, yf they the ſame demaũde. And as to the returne or anſwer of the bayliffes of fraũchyſes, they ſhall make theyr returnes or anſwers to the ſheryffes of ſuche ſpecyall aſſyſes .vi. dayes before the ſeſſyon in the maner as afore. And that vppon peyne of .xl. li. to be payde by the ſayde ſheryffes or bayliffes to the kynge, as often as they or anye of theym doo contrarie to this ordynaunce or ſtatute. Capt. ii. Aſſyſes. Panell. Copie.

¶ Item where as it was ordeyned in the parliamẽt holde at Canterbrydge, the twelfth yere of kynge Rychard the ſeconde, how moche euery ſeruaunt of huſbandrye ſhall take by the yere for his ſeruyce, and yf any doo contrarie to the ſame ordynaunce, and therof be attaynted, that he ſhall paye, that is to ſay, aſwell the gyuer as the taker the exceſſe ſo gyuen or taken, and at the ſecond defaut of theyr atteyndre, the double valour of ſuche exceſſe, & at the thyrde defaut, the treble valour, and yf the ſayd taker haue not wherof he may pay the ſayd exceſſe, that thã he ſhal haue impriſonemẽt of .xl. dayes. And alſo by an other ſtatute made at ỹ parlyamẽt holden at Weſtmynſter, Cap. iii. Seruaunt of Huſbandrye.

Justices of peace.

the.xiii. yere of the sayd late kyng, it was ordeyned and stablissshed, that the Justices of peace in euerye countie of Englande, in theyr sessyons holden betwyxte the feaste of Easter and saynt Michell, make proclamacyon by theyr discrecyon, accordyng to the derth of vitayls, howe euery maison, carpenter, tyler, or any artificers worckyng by ye daye, aswel in August as in other tymes of the yere, after theyr degre, shall take the daye with meate and drynke betwene the sayd sessyons, as a thyng by the statute: which statutes be not kept nor put in execucyō, that is to say the fyrst statute, bycause that the punyshement in the same is to hard vpon the maysters of suche seruaū tes, for asmoch as they shalbe destitute of seruaūtes, yf they shuld not passe the ordynaunce of the statute, and the seconde statute, bycause that no peyn is lympt agaynst hym ye doth cōtrarie to the same statute: Our soueraygne lord ye king, wyllyng in this case to prouide remedie, hath ordeyned by auctoritie of this parlyament, that the Justices of peace in euery cōtie for the tyme beynge, and the mayre of the cytie of London for the tyme beyng, and the mayres and baylyffes in euery cytie burghe or towne, shal haue such power and auctoritie to make proclamacyō in theyr ful sessions ones by yere, and so in euerye burghe and market towne within theyr iurisdictyon, howe moch euery seruaūt of husbandrye shal take for his seruice by the yere than next folowyng, & that they make two tymes proclamacyon in two sessions, by them to be holden betwyxte the feaste of Ester and saynt Michel, and in euery burghe and market towne, how moche euery artificer and workman shal take by the daye, and by the weeke with meate and drynke or without meate or drynke, aswell in August as other tymes of the yere. Prouided alwayes that yf any be retayned by the week for husbandrye or other laboure, that he shall take nothyng for the festyuall dayes in such weeke, nor for the halfe dayes for the euens of suche feastes. And that euery proclamacyon so to be made, be holden as a thyng ordeyned by statute. And yf any seruaunt artificer or workman do the contrarie of such proclamacion so to be made, & be therof attaynted at the kynges suyte, he shall forfayt to the king euery tyme the valour of his wages, & yf he haue not wherof to make gree to the kyng, he shal haue imprisonement of.xl. dayes without beynge let to bayle or mainprise in any maner. And that the Justyces of peace mayres & baylyffes aforsayd, than for the tyme beyng, shal haue power and auctoryte to here and determyne such offences, aswell at the kinges suyte by suggestion surmysed, as at the suyte of the partie in suche case grieued, and therupon to make and awarde wrytes of capias as oftentymes as to them shal seme wel to be done, agaynst suche seruauntes artificers and workmen, at euery persons suyte that feleth him in suche case grieued or molested, returnable before them selfe, or before any other Justyces of peace or mayres and baylyffes for the tyme beyng, at a certeyn day in theyr sessyons, at which day yf any suche seruaunt artificer or workman come before the sayde Justices of peace, or before mayres or baylyffes, by force of such writes, or in any other maner, that than the same Justices of peace mayres or baylyffes for ye tyme beyng, shal haue full power and auctoryte to examyn by their discrecyon &

Mayres. Baylyffes.

Artificers.

knowlege,

knowlege, aſwel ſuche ſeruaũtes artificers & wo3kmen, as they3 mayſters, howe moch ſuch ſeruaũtes artificers & wo3kmen do take by the yere, by the daye, and by the week. And yf they fynde by ſuche exampynacyon, o3 by ple betwyxte the ſame ſeruauntes artifycers wo3kmen and they3 mayſters, the contrarie to be done of ſuche p3oclamacyons ſo to be made, that the ſayde ſeruauntes artifycers and wo3kmen and labo3ers ſhalbe punyſſhed in the foutme afo3ſayd. And they ſhal yeld to the partie grieued his double damages. And yf any of them departe o3 boyd into an other countie, that than it be lawful to the ſayd Juſtices of peace may3es & baylyffes fo3 the tyme beynge, to make and graunt w3ites of Capias as many and ſuch as be requyſite, directed to the ſheryffes of the counties where ſuche ſeruauntes artificers and wo3kmen be fled, to take they3 bodyes, returnable befo3e them at what tyme ſhal pleaſe them, ſo that yf they come by ſuche p3oteſſe, they ſhal be put in p3iſon tyl they fynd ſufficient ſuertie wel to ſerue they3 ſayd mayſters. And that this ſtatute begyn to holde place, as to the punyſſhement of ſuche ſeruauntes reteyned by the yere o3 by the halfe yere, after the feaſt of ſaynt Michel next commyng, fo3 the offences in this behalfe done by them after the ſayd feaſt. And that al the may3es & baylyffes, which be wardeyns of the peace in anye cyties, townes, o3 burghes, of the realme fo3 the tyme beynge, ſhall haue lyke power co3rection and execucyon of the ſayde o3dynaũce ſo to be made, and of all ſtatutes of labo3ers within the ſayd townes cyties and burghes, as the Juſtyces of peace haue in they3 counties. And mo3eouer that the Juſtyces of peace in euerye countie, and the may3es and baylyffes in euery ſuch cytie burghe o3 towne, ſhal haue power and auctoritie to make p3oclamacyon & execucyon of and in the p3emyſſes as afo3e is ſayde. And this o3dynaunce ſhall endure tyll the nexte parlyament.

¶ Item where it was o3deyned & ſtabliſhed in the .vii. yere of kynge Henry the fourth, graundfather of our ſoueraygne lo3de the kyng that now is, that knyghtes of the ſhyres fo3 the parlyamẽt ſhuld be choſen in the maner and foutme folowyng, that is to ſay, at the nexte countie to be holden after the delyuerey of the w3yt of the parlyament, p3oclamacyon ſhalbe made in the ful countie of the daye & place of the parlyament. And that al they that there be p3eſent, aſwel ſutours duely ſõmoned fo3 this cauſe as other, ſhall entend to the electyon of they3 knyghtes fo3 the parlyamente. And than in full countie they ſhall goo to the electyon frely and indifferently, notwithſtandynge any p3ayer o3 commaundement to the contrarie. And that after that they be choſen, whether ſuch perſons choſen be p3eſent o3 abſent, they3 names ſhalbe w3iten in indentures vnder the ſeales of al the choſers, & annexed to the ſayde w3ytte of the parliament, whiche indenture ſo ſealed and tacked, ſhalbe holden fo3 the returne of the ſayde w3yt, as to the knyghtes of the ſayd ſhyres. And alſo in the w3ytes of the parlyament hereafter to be made, this clauſe ſhalbe put in the maner as folowth, Et electionem tuam in pleno comitatu tuo factam, diſtincte et aperte ſub ſigillo tuo et ſigillis 3o3um qui electioni illi interfuerint, nos in cancellaria noſtra ad diem et locum in b3eui cõtentos certifices indilate. And fo3 aſmoche as in the ſame

Cap. iiii.

Knyghtes of ſhyres.

statute no peyne was ordeyned nor specyally put vpon the sheryffes of the countie, yf they make their returne contrarie to the sayd statute: It was ordeyned and stablysshed the .xi. yere of the sayd kyng Henry the fourth, that the Justyces of assyses shulde haue power to enquyre in their sessyons of assyses of suche returnes made, and yf it be found by enqueste and due examinacyon before the same Justyces, that any suche sheryffe hathe made or hereafter make any returne agaynst the tenour of the sayd statute, that the same sheryffe shuld incurre the peyne of an .C.li. to be payd to our sayde soueraygne lord the kyng. And moreouer, that the knyghtes so vnduely returned shall lose their wages of the parlyament in olde tymes accustomed, to the great mischiefes of the sheryffes & knyghtes of the shyres, which be forbarred & out of their answer agaynst suche enquestes of offyce taken before the sayd iudges, because of the statutes and ordynaunces aforesayde: Our soueraigne lord the kyng, wyllyng in this case to prouide remedye, hath ordeyned & stablysshed, that al the knyghtes of the shyres, chosen for this present parliament, and the sheryffes of the same counties, agaynst whom any enquestes or offices of vndue electyō be foūd before the Justices of assyses, shall haue their answere & trauers againste suche enquestes of offyce taken. And also alle the knyghtes frōhenforth so to be chose, & the sheryffes ꝑ shal make suche electyons, shal haue their answere & trauers againste suche enquestes & offyces before any Justyces of assyses frōhenforth to be taken, & the sayd knyghtes and sheryffes shall not be endamaged agaynst our sayd soueraygne lorde the kynge or his successours by any suche enqueste taken or to be taken, tyll they be duely conuicte by the fourme of the lawe.

Dyrecte.

Cap. b.

Cōmissions of sewers.

¶ Item our soueraigne lorde the kyng, by the aduyse & assent aforsayd cōsyderyng the great domage and losses, which now late be happened by the great ryssyng of waters in dyuers parties of the realme, & that moche greater domage is very likely to ensue, if remedie be not hastely prouided, hath ordeyned & graunted, that by .x. yeres nexte ensuyng, seuerall cōmissyons of sewers shalbe made to dyuers persons by the chaūcelor of England for the tyme beyng, to enquire in all parties of the realme, where shalbe nedefull, according to the fourme as hereafter folowith.

¶ HENRY by the grace of god kyng of Englande, &c. to his welbeloued & faythfull .A.B.C. & .D. gretynge, knoweye, that where as the walles, ditches, gutters, sewers, bridges, caulceys and weares by the coaste of the sea and marshe, within the coostes and lymittes of Lyndeley in the countie of Lyncolne, by rage of the sea flowyng and reflowyng, and trenches of fresh waters by dyuers places descendyng to the sea, be so decayed & broken that many inestimable domages for defaute of reparacyon of the same walles, ditches, gutters, bridges, caulceys, & weares, in times past haue happened there, & yet it is to be drad, ꝑ moch more hurt within short tyme shal happē, onles hasty couenable remedy be for the same prouyded: we, for almoche as by reason of oure regall dignytie be bounden, to the saufgarde of oure realme roundabout, wyllynge in this behalfe conuenient hasty remedie to be adhibit, haue assygned you, &c. of whiche, &c. we wyll to be one, our iustyces

to surueye

to surney ꝑ said walles, ditches, gutters, sewers bridges, cauceys, weares, and trenches, & to enquyre by the othe al well of knyghtes as other good & lawful men of the sayd coũtie, al wel within liberties as without, by whome the trouth of the mater may be best knowen, by whose defaut suche domages haue there happened, And who holdeth landes and tenemẽtes, or hath any comen of pasture or fyllhyng in thase parties, or els in any wyse haue or may haue the defence profyt & saufgarde, al well in peryll nygh, as from the same farre of, by the sayd walles, ditches, gutters, sewers, bridges, cauceys and weares, & also hurt or cõmoditie by the same trenches, and there to distreyn all them for the quantitie of theyr landes & tenemẽtes, or by the nõbre of acres, or by the carues, for the rate of the porcyon of theyr tenure, or for the quantitie of theyr comen of pasture or fyllhyng, to gyther with ꝑ bayliffes of liberties and other places of the coũties & places aforsayd, to repayr ꝑ sayd walles, ditches, gutters, sewers, bridges, cauceys, & weares, in the places necessarie, and ꝑ same or other as ofte & where shalbe nedefull to make of newe, and to clense the sayd trenches in places necessarie, and if nede be to make newe, So that no tenauntes of landes or tenementes, nor any, hauyng cõmen of pasture or fyllhyng, eyche or pore, nor other of what cõdicyon state or dignytie, whiche haue or may haue defens cõmoditie and saufgard by the sayde walles, ditche, gutters, sewers, bridges, cauceys, or weares, or also any hurt by ꝑ sayd trenches, whether they be with in liberties or without, shall in any wyse be spared in this behalfe, and for agystemẽtes vpon the see bankes, for saluacyon of the sayd parties, accordyng to the nombre of ꝑ acres or perches by you &c. of whome &c. we wyll to be one, newly to nombre, and as often and where shall nede, of newe to make, and to depute certeyn diligent & true kepars for ꝑ sayd saluacyon, & to here the accompte of ꝑ collectours of ꝑ money, which shall happen to be leueyed for this cause, and to be put in the reparacion & amendemẽt of the said walles, ditches, gutters, sewers, bridges, cauceys, & weares, & stoppynge of ꝑ sayd trenches, and to distreyn by you &c. of whome &c. we wyll to be one, or by other, whome ye shall therto deput, for the arrerages of suche collection, as ofte as shalbe, and as ye shal thynge nedefull, and to make & ordeyne necessarie & conenable statutes & ordynaũces for ꝑ saluacion & conseruacyon of the said sea bankes & marches, & the pties adioinyng, accordyng to ꝑ lawes & customes of Romney marshe, and to here & determyn accordynge to the lawe & custome of our realme of Englãd, & the custome of Romney marshe al & singular the premysses, al wel at our sute as ꝑ sute of any other ꝑ wyll coplayne before you in this behalfe, and sute take & put in ꝑ sayd workynges & reparacyons as many dytchmakers & other workmen and laborers for the sayd workmanshyp and reparacyons as may suffise for a competent wages to them in this behalfe to be payd, for the great and hasty necessitie instaunt. And therfore we commaũd you, that at certeyn dayes and places, whiche you &c. cetera. of whome &c. we wyll to be one, therto shall prouyde, ye shal survey the sayd walles, ditches, gutters, sewers, bridges, cauceys, weares, and trenches, And all and syngular the premysses do and accom-

plysshe

plysshe, and here and determyn in the fourme aforsayd, so that for defaut of reparacyō of the sayd walles, ditches, gutters, sewers, bridges, causeys and weares, and stoppyng of the sayd trenches, no hurt nor pyl shal in any wyse happen, and that ye compell al them, whome ye shall fynde negligent or rebell in reparacion or makynge of theyr porcyons, hastely to make and amende ꝑ same, by distresses & amercyamentes & other wayes and meanes which to you shall best seme for suche defautes, and that ye do all thynges which by you shal happen to be ordeyned in this behalfe aswel within liberties as without, fermely to be obserued, doyng therin as to Justices pteyneth accordyng to the lawe & custome of our realme of England, saufynge to vs the amerciamētes & other thynges therof to vs pertaynyng. we haue also cōmaunded our sheryffe of the sayd countie, that at certeyn dayes and places, which you. &c. of whome. &c. we wyl to be one, shal do hym to knowe he shall do to come before you. &c. of whome. &c. we wyll to be one, so many and suche good & lawful men of his baylywyke, aswell within liberties as without, by whome the trouth of the mater in the prempsses may best be knowen and enquyred. In witnes wherof. &c. witnes. &c.

Cap. vi. Welcome. porte Staple.

Item it is ordeyned by auctoritie of the same pliament, that euery marchaunt, aswel denyzyn as alyen, may frely & saufly ship wolles, lether, wolfelles, & other marchaūdyses of the staple, in the porte of Welcombe, in the countie of Dorset, and fromthens to bryng them to the staple of Caleys, payeng the customes & subsidies due to the kyng. And that no marchaunt be impeched, wolested, nor grieued by the kynge nor his heyres for any shippyng of the marchaundyse aforsayd in the sayd porte, any statute ordynauns or proclamacyon made to the contrarie notwithstandyng.

Here begynneth the statute made at westmynster, the viii. yere of kyng Henry the. vi.

O the laude and honoure of almyghty god, & of the holy mother the churche, our most noble chrisē soueraigne lorde Hēry by the grace of god kyng of England and Fraunce, and lorde of Irland, in his parliament holden at westmynster the monthe after saynt Mathewe ꝑ apostle, the. viii. yere of his reigne by the aduyse and assent of the prelates and greatmen of his realme of England, & at the specyall requeste and assent of the comens of the same realme beyng in the sayd parliament, hath ordeined certeyn statutes & ordynaūces for the comen profyt of the sayd realme, and specyally for the good and holsom gouernaūs and due execucyon of the lawe to be had in the same, in the fourme folowyng.

Cap. i. Prelates. Clergie.

Fyrst for asmoche as the prelates and clergie of the realme of England, called to the conuocacyon, and theyr seruauntes and famyliers that come with them to suche conuocacyon, oftentymes and cōmenly be arrested, molested and inquyeted. Our sayd soueraigne lorde the kynge, wyllynge graciously in this behalfe to prouyde for the securitie and quyetnes of the said prelates and clergye, at the supplicacyon of the same prelates and clergie,

and of

and of ỹ assẽt of the great men & comens aforsayd, hath ordeyned & statuted that all the clergye fromhensforth to be called to the conuocacyon by the kynges writ, and theyr fetiauntes and famplyers, shall for euer hereafter fully vse and enioy suche libertie or defens in commyng, taryeng, & goyng, as the great men and commynaltie of the realme of Englande, called or to be called to the kynges parliament, do enioye and were wont to enioy, or in tyme to come ought to enioye.

Item by cause that the kynges most dere vncle, the kyng of Denmarke, Norwey and Sweueland, as the same our soueraigne lorde the kynge of his intymacyon hath vnderstand, conslderyng the manyfold & great losses perpls, hurtes and domage, which haue late happened aswell to hym and his, as to other foreyns and straungers, and also frendes and specyal subiectes of our sayd soueraigne lorde the kynge of his realme of Englande, by the goyng in, entryng, and passage of such foreyn and straunge persons in to his realme of Norwey and other dompnyons, streytes, territories, iurisdictyons, and places, subdued and subiect to hym, specyally into his Iles of Fymmarke and els where, aswel in theyr persons as theyr thynges and goodes, for eschuyng of suche losses, patyls, hurtes and domages, and that suche lyke (which god forbyd) shuld not hereafter happē, our sayd soueraigne lorde the kyng hath ordeyned and statured, that al and synguler straungers, aswel englishmen and other, willyng to applye by ship and come into his realme of Norwey and other dompnyons, straytes, territories, iurisdictyons, Iles and places aforsayd, with theyr shippes, to the intent to get or haue fyshe, or any other marchaundyses or goodes, shall applye and come to his town of Northbarum, where the sayd kynge of Denmarke hath specyally ordeyned and stablished his staple for the concourse of straungers, and specyally of englyshmen, to the exercyse of such marchandyses, graunteyng to the sayd englishmē, that they shal there enioy in and by al thynges the same fauour pryuyleges and prerogatyues, whiche they of the hanse dyd enioy. Therfore our sayd soueraigne lorde the kyng, wyllynge the loue affynitie and amyties to be fermely obserued, which betwixt his said vncle and his noble progenytours of good memorie, theyr realmes, landes, dompnyons, streytes, territories, iurisdictiōs, and theyr sayd places, and the same our soueraigne lorde the kyng, and his noble progenitours of famous memorie, his great mē, subiectes, realmes, lādes, and dompnions, hath ben of old tymes hetherto contynued, nor nothing by our said soueraigne lorde the kynge or his people to be attempted or done, wherby suche amyties, by reason of any dissencyons enemyties or discordes myght be broken, by the aduyse of the lordes spiritual and temporal, and of the comens of his sayd realme of Englande, assembled in this present parliament, hath ordeyned, prohibytynge that none of his liege people nor subiectes of his realme of England, by audacytie of theyr foly, presume to entre the realmes, landes dompnyons, streytes, territories, iurisdictions and places of the sayd kyng of Denmarke, agaynst the ordynans prohybycyon and interdictyon of the same his vncle aboue remembred, and in contempt of the same, vpon paine of forfayture

Capt. ii.

Norwey.

Denmarke.

of forfayture of al theyr mouable goodes, and imprysonement of theyr person at the kynges wyll.

Capi. iii. Cõmyssions of sewars.

¶ Item our soueraigne lord the kynge, consyderynge how that at the last parlemẽt holdẽ at westñ, the .vi. yere of his reigne, he dyd ordeyne & graũt by auctorytie of the sayd parliamẽt, that seueral cõmyssyõs of sewars shuld be made to dyuers persons by the chaũceler of Englãd for the tyme beyng to be named in all parties of the realme, where shalbe nedefull, vnder a certeyne fourme in the sayd ordynauns and graunt conteyned, by whiche ordynauns and graunt the sayd commissioners had no power nor auctorytie, to do pertourme nor execute the thynges comprysed within the sayd commyssions, and therfore it is ordeyned and stablisshed by auctorytie of this parliament, that all suche commyssioners shall haue power to do ordeyne and execute the statutes ordynaunces and other thynges to be made accordyng to the effecte and purporte of the sayd commyssions,

Cap. iiii. Lyuerey of clothe or hattes.

¶ Item where as it is ordeyned by dyuers statutes made in the tymes of the kinges noble pgenitours, that no knyght, nor none other of lesse estate shuld gyue any lyuerey of clothes or hattes to other than to his meynyals, and his officers and men lerned in the one lawe or the other, vpon ꝑ payne of .C.s. to be leueyd of the gyuer, and .xl.s. of the taker, as often as they do the cõtrarie, and he that wold sue shuld haue the one halfe of the payne after that that they therof be duely conuicte, and that the Justices of assyses, and Justices of peace in euery countie of England shulde haue power fro tyme to tyme in theyr sessions to enquyre of the sayd maters, and them to here and determyn, as in the sayd statutes and ordynaũces fully appereth, which statutes and ordinaũces haue no tben duely kept, bycause that they that do contrarie to the sayd statutes and ordynaũces, before the sayd Justices may not be endyted, for great mayntenaunces in this behalfe. Oure soueraigne lorde the kyng, wyllyng to expell suche mayntenaunces, hathe ordeyned by the auctorite aforsayd, that the sayd Justices shal haue power by the same auctorytie, aswel at the kynges suyte as the parties, to awarde wyttes of attachement and distresse agaynst al them, which fromhensforth do the contrarie of the sayd statutes and ordynaunces, in the coũties where they hold theyr sessions, directed to the sheryffes of the same coũties, returnable before the same Justices or Justice for the tyme beyng in theyr sessions. And if the sayd sheryffes returne, that they agaynst whom suche wyttes issued, haue nothyng, thã a capias and exigend shalbe awarded against them in the maner as shalbe done agaynst them that be endyted before Justices of peace of trespases done with force and armes agaynst the kynges peace. And if they appere at any of the sayd wyttes, the sayd Justices shal haue power by auctorytie aforsayd to exãmyn them of the maters aforsayd, And they whom they fynde by exampynacyõ, that haue done the cõtrarie of the sayd statutes and ordynaunces, shal incurre the payn comprysed in the same statutes, that is to say, the gyuer .C.s. and the taker .xl.s. as often as they do the contrarie, in the maner and fourme as they ought if they were by enquest duely before the sayd Justices conuicte, so that the sayd statutes

and ordy-

and ordynaunces extend them (as to examynacyon) to lyuereis for to be gy-
uen agaynſt the fourme of the layd ſtatutes therof made before this tyme,
after the feaſt of Chriſtmas next commynge. Prouyded that the layd ordy-
naunces extende alwell in the counties of Cheſter and Lancaſter by the ex-
amynacyon and proceſſe as afore is layd, of the Juſtice of Cheſter or his
lieutenaunt there, as by examynacyon of the Juſtices of the counte of Lan
caſter, ſo to be made againſt al them which ſhal do the contrarie of the layd
ordynaunces in tyme to come. Prouyded alſo that al the ſtatutes and ordy-
naunces before made and not repealed of lyuereys of clothes by lordes gy-
uen or to be gyuē agaynſt the fourme of ỹ ſame ſtatutes, ſhal ſtand in theyr
force. And that this ſtatute extend not as to the execucyon of examynacyon
to the mayre ſheryffes of London, for the tyme that they ſhall be officers,
ſeriеauntes of the lawe at the tyme that they take the ſame eſtate vpon thē,
and them that do commence in the vnyuerſities within the realme of Eng-
land at the tyme of theyr commencement, nor to them which for the tyme a-
forelayd ſhall take any ſuche lyuereys of them. And alſo that all thoſe that
ſhall take any ſuche lyuereys of clothes or of hattes of any lorde ſpyrytual
or temporall, or of any great lady in or of England, agaynſt the fourme of
the layd ſtatutes, they ſhalbe lyke wyſe examyned and puniſſhed in the ma-
net as that take ſuch lyuereys of knyghtes or other of leſſe eſtate as before
Prouyded alwayes that in the tyme of warre it ſhalbe lawful to the lordes,
knyghtes and eſquyers, that do trauayll in ſuche warre, to gyue theyr ly-
uereys of clothynge or of hattes to theyr ſouldeours, and in ſuche wyſe as
to thē beſt ſhall ſeme. And that it ſhalbe lawful to ſuche ſouldeours to take
and weare ſuche lyuereys of clothynge or of hattes for the tyme of ſuche
warre, without beyng in any wyſe moleſted in this yrie by force or vertue
of the ſame ſtatutes. And that moreouer, if any perſon, of what eſtate or cō-
dicyon he be, after the layd feaſt of Chriſtmas, of his owne auctorite & pro
pre coſtes do bye or weare for his clothyng any clothes or hattes called ly-
uereys, of the ſorte or of ſuyte of any lorde, lady, knyght, eſquyar, or other
perſon, for to haue ſupportacyon ſocour or mayntenaūs in any quarel, or
in any other maner, if he be therof duely conuicte by examynacion or other
wyſe, before by the ſtatutes declared, he ſhal incurre the peyne before lymyt
of them that take lyuereis of lordes or other ſtons aforelayd, and moreouer
ſhal haue a holle yeres impryſonement without beyng let to bayl or mayn-
pryſe, for theyr fallitie and ſubtyll ymagynacyon in this partie.

¶ Item where as by ỹ great chartre of the liberties of the realme of Eng land, and by a ſtatute made the .xxv. yere of kyng Edward the thyrd, it was ordeyned, and by a ſtatute made & the xiii. yere of kyng Rychard the ſecōde confirmed, that one weyght and one meaſure ſhuld be through al ỹ realme of Englande, alwell out of the ſtaple as within. And in the ſame ſtatute of the layd noble kyng Edward, it is contened, that the weyght called auncel, for the great domage and ſubtyl diſceytes done by the ſame meaſure to the comen people, ſhalbe vtterly left and ſet aparte, and the wolles & all other maner of marchaundyſes, and al other thinges leyng in weight, bought or ſold ſhalbe

Cap. v.

weyght meaſure.

Auncell. weight.

Balaunce. sold, shalbe weyed be the balaunce, so that the tongue of the balaūce do not inclyne more to the one partie than to the other, with weyghtes sealed and accordynge to the standard of the eschecker. And he that dothe contrarie to the domage of the seller, shal forfayt to the kyng the valour of the goodes so weyed or measured. And that the partie complaynaunt haue his quatreble damages. And by the sayd statute of the sayd noble kynge Rychard it was added, that the offender shalbe imprysoned by two yeres, & make fyne and raunsom at the kynges wyll. And that ỳ Justices of peace shuld haue power to enquyre of the said defautes, as well at the kynges suyte as the pties. Our soueraigne lorde the kyng, by auctoritie of this parliamēt, hath ordeyned & stablisshed, that the statutes and ordynaunces aforsayd shalbe fermely kept and holde, and straytly executed. And moreouer for to eschue dyuers great myschieues, which haue happened within the realme of Englande by the sayd auncel, and specyally for to destroy the fallitie of the regratours of yarne, called Journe choppers, it is ordeined by oure sayde soueraigne lorde ỳ kyng, by auctoritie aforsaid, ỳ in euery cytie burgh & towne of the realme of Englande, a cōmen balaunce shalbe with comen weightes sealed, & accordyng to the standard of the eschecker, vpon the cōmen costes of the sayd cytie burgh or towne, in the keping of the mayre or constable of the same, to which balaunce and comen weyght, al the inhabitaūtes of the same cytie burgh or towne, that haue not such weightes, and other ỳ haue, if they wyll, may frely weye without any thyng payeng, takyng neuertheles of foreyns for euery draught within the weight of .xl.li. a farthing, and for euery draught betwixte .xl.li. and hondert, an halpeny, and for euery draugh betwyxt .C.li. and a thouland pond, a peny at ỳ mooste, wherof the weightes shalbe mayntayned, and the officer lawfully weyenge rewarded by the discrecyon of the chiefe of the cytie burgh or town, accordyng to his attendaunce to the sayd occupacyon be it more or lesse. And that no mā bye

wollen yarne. yarne of wolle called wollen yarne, oneles he wyll make cloth therof, nor vse weyght nor measure, nor other thynge in the place of weyght or measure, that is not sealed accordyng to the sayd standerd, nor set one thyng to the same by the waye of takyng or bydyng, or in any other maner that may encreas the measure or weyght, or let ỳ balaūce to haue his natural cours, vpon the forfayture and payne aforsayd. And that the Justices of peace, mayres, baylyffes, and stewardes of fraunchyses, haue power by auctoritie aforsaid to examyn the tretpalours in this case, and for to enquire in especyall of all offenders agaynste this ordynauns, and to do execucyon agaynste theym that be founde defectyfe, by enquestes or by examynacyon to be made by the sayd iudges of officers in this case in the maner as afore is sayd. And that this ordynauns be holden and obserued from the feest of Ester nert ensuyng for euer. And that euery cytie, vpō payne of .x.li. euery burgh vpon payne of .C.s. and euery towne, where a constable is, vpon payne of .xl.s. haue a commen balaunce with weightes accordynge to the sayd standerd, within two monethes after proclamacyon made of this ordynauns, whiche payne shalbe leueyed to the vse of our soueraigne lorde

the kyng

the kyng, as often as they shalbe deteryple after the sayd proclamacyon.

Cap. vi.

Item forasmuche as our soueraigne lorde the kynge, at the grenous co-
playnte to hym made by the comens of this realme of Englande in the full
parliament hath conceyued, that dyuers great myschiefes and subtyl felo-
nyes and roberies nowe late haue ben done in the towne of Cantebrydge, &
in other places in the countie of Cant and Ellex, and in other places of the
realme of Englande, by people offenders vnknowen, whiche make dyuers
bylles directed to dyuers people of the same townes, counties, and other
places of the realme of Englande, comaundyng them to put dyuers great
somes of money in certeyn places, where the sayd offenders myght lyghtly
cary the same away, without beynge taken or perceyued, certifyeng in the
sayd bylles, that if they put not the same money in ỹ places by the sayd byl
les assigned at a certeyn day, that the said offenders wold do the greatest &
moste outrageous vengeaunce that they myght to al thē that wold not set
suche somes there. And for bycause that such somes haue not ben put in dy
uers places, accordyng to the purport of the same bylles, many houses and
goodes and catals of dyuers psons haue ben felonously and traytorously
at Cantebrydge and els where in the counties and places aforsayd, brent &
vtterly destroyed, wherby, the people and the townes counties and other
places aforsayd be greatly impouerisshed, and i point to be fynally destroy
ed. The same our soueraigne lorde the kynge, wyllyng in this cale to pro-
uyde remedy, hath ordeyned by auctorite of this parliament, that al suche
brenyngis of houses of any person, shalbe iudged hygh treason. And that
this ordynaunce extend aswell to such brennynges made after the xj. day
of the reigne of our soueraigne lorde the kynge tyll this tyme, as to bren-
nynges to be made in tyme to come. Sauyng alwayes to all lordes & other
persons theyr liberties and fraunchyses as hath ben done and vsed before
this tyme, in case of forfayture of felonye.

Bylles

Brennynges of houses.

Cap. vii.

Item where as the electyons of knyghtes of the shyres to come to the
parliamentes of our soueraigne lorde the kyng, in many counties of the re
alme of England nowe late haue ben made by very great outeragious and
excessyue nombre of people, dwellynge within the same counties of the re-
alme of England, wherof the moste parte was of people of smal substaūce
and of no valour, wherof euery of them pretended a voyce equiualent, as
to suche electyons to be made with the moste worshypfull knyghtes and esqu
ars dwellynge within the same counties, whereby manslaughters, ryotes,
baterves, and deuysyons amonges the gentylmen and other people of the
same counties shal very lykely rise and be, oneles due remedy be pruueyed
in this behalfe. Our soueraigne lorde the kyng, cōsyderyng the premysses,
hath prouyded, ordeyned, and stablisshed, by auctorite of this present par-
liament, that the knyghtes of the shyres to be chosen within ỹ same realme
of England, to come to the parliamentes hereafter to be holden, shalbe cho-
sen in euery countie of the realme of England by people dwellyng and re-
syaunt in the same counties, wherof euery one shall haue free land or tene-
ment to the valour of xl. s. by yere at the least, aboue all charges. And that

Knyghtes of the shyres.

Electo

Freholders of xl.

they

they that shalbe so chosen, shalbe abydynge and resyaunt within the same
counties. And suche as haue the greatest nombre of them that may expend
xl.s. by yere & aboue, as afore is sayd, shalbe returned by the sheryffes of
euery countie knyghtes for the parliament by indentures insealed betwyxt
Sheryffes. the sayd sheryffes and the said chosers so to be made. And euery sheryffe of
the realme of England shall haue power by the sayd auctoritie to examyn
vpon ỹ holy euãgelystes euery such choser, howe moche he may expend by
yere, and if any sheryffe returne knyghtes, to come to the parliament, con-
trarie to the sayd ordynauns, the Justices of assyses in theyr sessions of as-
syses, shal haue power by auctoritie afore sayd, therof to enquyre. And if by
enquest the same be foũd before the Justices, and the sheryffe therof be due
ly atteynted, that than the sayd sheryffe shall incurre the payne of. C.li. to
be payd to our soueraigne lorde the kynge. And also that he haue imprison-
ement by a yere without beynge let to mayneprise or bayle. And that the
knyghtes for the parliament returned contrarie to the sayd ordynaũs, shal
lose theyr wages. Prouyded always that he that may not expende xl.s. by
yere, as afore is sayd, shal in no wyse be choser of the knyghtes for the par-
liament. And that in euery writ that shal hereafter go forth to the sheryffes,
to chose knyghtes for ỹ parliamẽt, mencyon be made of ỹ sayd ordynauns.

Cap. viii. Labozers. ¶ Item where as in the last parliament a good and notable statute was
ordeyned of labozers seruauntes artificers and wozkmen howmoche they
and euery of them shulde take by the yere, halfyere, daye, or weeke, and of
other thynges comprysed in the same statute and ordynauns, which nowe
be expired, by cause that they were not ordeyned to endure but to the next
parliament than after to be holden. Our soueraigne lorde the kyng, consy-
deryng that the said statute and ordynaũs was in other tyme made for the
weale and come profyt of the realme of Englande, and that they shulde be
moche profytable to the same realme, if they myght endure and be obserued,
hath ordeyned by auctoritie of this parliament, that the sayde statute and
ordynauns be holden and kept, and put in due executiõ tyl the kynge hath
otherwyse declared his wyll in the full parliament.

Cap. ix. ¶ Item where as by the noble kyng Rychard late kyng of England after
the conquest the second, at his parliament holden at westmynster, the mo-
rowe after allowles, the. xv. yere of his reigne, amonges other thynges it
was ordeyned and stablisshed, that the statutes and ordynaũces made and
Forcible entrees. not repealed of the that make entrees with strong hand & armes into any
landes, tenementes, or other possessions, and them hold in with force & ar-
mes, and of them that make insurrectyons, ryotes, routes, rydynges, and
assembles in disturbaũs of the kynges peace, or of the cõme lawe in affray
of his people, shuld be holden and fully executed. And moreouer it is ordey-
ned by ỹ same statute, that at al tymes that suche forcyble entrees be made,
and complaynt therof come to ỹ Justices of peace, or any of them, that the
same Justices or Justice shall take the power of the countie, and go to the
place where such force is made. And if they fynde any holdyng suche place
forcibly after such entre mad, they shuld be taken and put in the next tayle,

there

there to abyde cõuicte of the recoꝛd of the ſame Juſtices oꝛ Juſtice, tyl they haue made fyne and raunſom to the kyng: And that al the people of the cõtie, alwel ſheryffes, as other, be attendyng to the ſayd Juſtices, & to enforce them for to atreſt ſuch offenders, vpon peyne of imprꝛyſonement, & to make fyne and raunſom to the kynge: And that in the ſame maner be done of thẽ that make forcible entrees into benefices oꝛ offices of holy church, as in the ſame ſtatute is conteyned moꝛe at the ful: And for almoche as the ſayd ſtatute doth not extend to entries in tenementes in peaſible maner, and after holden with force, noꝛ yf the plons which entre with force into any lãdes oꝛ tenementes, be holly remoued and voyded befoꝛe the cõpyng of the ſayd iuſtices oꝛ iuſtice, as befoꝛe, noꝛ no peyne oꝛdeyned, if the ſheryffe do not obey the cõmaundementes and pꝛeceptes of the ſayd Juſtices, for to execute the ſayd oꝛdynaunce, wherby many wꝛongful & forcible entrees be dayly made in landes and tenementes by ſuche as haue no ryght, and alſo dyuers gyftes feffementes and diſcontynuances ſomtymes made to lorde and other puyſant perſons and extoꝛcyoners within the ſayd counties, where they be conuerſaunt, to haue mayntenaũce, and ſomtyme to ſuch perſons as be vnknowen to them ſo put out, to the intent to delay and defraude ſuche ryght full poſſeſſours of theyꝛ ryght and recouery for euer, to the fynall diſheriſõ of dyuers of the kynges faythfull lyege people, & lykely dayly to encreaſe, yf due remedy be not pꝛouyded in this behalfe: Oure ſoueraygne lorde the kyng, conſyderyng the pꝛemyſſes, hathe oꝛdeyned, that the ſayd ſtatute, and al other ſtatutes of ſuch entrees oꝛ alienacyons made in tymes paſt, ſhalbe holden and duely executed: Joyned to the ſame, that fromhenſfoꝛthe, where any doth make ſuche forcyble entre in lãdes, tenementes, oꝛ other poſſeſſiõs oꝛ them hold forcybly, after complaynt therof made within the ſame countie where ſuche entree is made, to the Juſtices of peace oꝛ to one of them by the partie grieued, that the Juſtices oꝛ Juſtice ſo warned within a conuenable tyme, do the ſayd ſtatute duely to be executed: and that at ỹ coſtes of the partie ſo grieued. And moꝛeouer thoughe that ſuche perſons makyng ſuch entrees be pꝛeſent, oꝛ els voyded befoꝛe the cõpyng of the ſayd Juſtices oꝛ Juſtice, mayntenaũt the ſame Juſtices oꝛ Juſtice in ſome good towne nexte to the tenementes ſo entred, oꝛ in ſome other cõuenient place after their diſcrecyon, ſhal haue auctoꝛitie and power to enquyꝛe by the people of ỹ ſame countie, alwel of them that make ſuch forcyble entrees in landes and tenementes, as of them which the ſame hold with force. And yf it be foũd befoꝛe any of them, that any doth contrarie to this ſtatute, than the ſayd Juſtices oꝛ Juſtice ſhal do the landes oꝛ tenementes ſo entred oꝛ holden, as afoꝛe, to be reaſeaſed, and put the partie ſo put out in full poſſeſſion of the ſame landes oꝛ tenementes ſo entred oꝛ holden as befoꝛe. And if any plon after ſuch entree in landes oꝛ tenemẽtes holden with force, make a feoffement oꝛ other diſcontinuaũce to any lorde oꝛ other perſon, to haue mayntenaũce, oꝛ to colle and defraude the poſſeſſoꝛ of his recouerye in any wyſe, yf after in aſſyſe oꝛ other actyon therof to be taken oꝛ purſued befoꝛe Juſtyces of aſſyſes oꝛ other the kynges Juſtyces, what ſoeuer they be, by due enquyꝛe therof to

The defect in former ſtatu

Nota: Quere bu

Mayntey-nauncs.

be taken, the same fessementes and discontynuances maye be duely proued to be made for mayntenaunce, as afore is layd, that than such fessementes or other discontynuances, so (as before) made, be voyde and holden for none. And also whan the layd Justyces or Justyce make suche enquyries, as before, they shall do theyr warrantes & preceptes to be directed to the sheryffe of the same coũtie, cõmaũdyng hym of the kynges behalfe, to cause to come before them and euery of them sufficient and indifferent persons, dwellyng next about the landes so entred, as before to enquyre of suche entrees, wher of euery mã, which shalbe empanelled to enquyre in this behalfe, haue land or tenement of the yerely value of .xl.s. by yere at the least, aboue reprises, and that the sheryffe returne yssues vpon euery of them at the day of ỹ fyrst precepte returnable .xx.s. and at the seconde day .xl.s. and at the thyrd tyme C.s. and at euery day after the double. And yf any sheryffe or baylyffe with in a fraunchyse hauyng returne of the kinges writ, be slacke, and make not execucyon duely of the layd preceptes to hym directed, to make such enquyres, that he shall forfayt to the kyng .xx.li. for euery defaut, & moreouer shal make fyne and raunsome to the kynge. And that alwel the Justices or Justice aforelayd, as the Justices of assyses and euery of them at theyr cõmyng into the coũtrey to take assyses, haue power to here and to determyne suche defautes and negligences of the layd sheryffes and baylyffes and euery of them, alwel by byl at the suyte of the partie grieued for hym selfe, as for the kynge to sue by enditement onely to be taken for the kynge. And yf the sheryffe or baylyffe be duely atteynted in this behalfe by enditement or by byl, that he which sueth for him and for the kyng, haue the one moyte of the forfayture of .xx.li. together with his costes and expenses, & that the same proces be made against suche persons endited or sued by byl in this behalfe, as shuld be agaynste persons endited or sued by writ of trespas with force and armes agaynst the peace of out soueraygne lorde the kyng. And moreouer yf any person be put out or dissesed of any landes or tenemẽtes in forcible maner, or put out peasybly and after holden out with strong hand & armes agaynst the Justyce of peace, or after suche entree any fessement or discontinuance in any wyse therof be made to defraude and take awaye the ryght of the possessour, that ỹ partye grieued in this behalfe haue assyse of nouel disseisyn, or a writ of trespas against such disseysour. And if the partie grieued recouer by assyse or by actyon of trespas, and it be found by verdicte or in any other maner by due fourme in the law, that the pattie defendaũt entred with force into the landes and tenementes, or them after his entre dyd hold with force, that the playntyfe shal recouer his treble damages against the defendant. And moreouer that he make fyne and raunsome to the kyng And that mayres Justyces or Justyce of peace, sheryffes and baylyffes of cyties and burghes, hauynge fraunchyse, haue in the sayde cyties, townes, and burghes, lyke power to auoyde suche entrees, and in other artycles aforelayd rylyng within the same, as the Justices of peace and sheryffes in counties and countreys aforelayd haue. Prouyded alwayes that they which kepe theyr possessions with force in any landes & tenementes, wherof they

or theyr

or theyr auncestres, or they whose estate they haue in suche landes or tenementes, haue contynued theyr possessyons in the same by all yeres or more, be not endamaged by force of this statute.

Cap. x.

Enditement.

Appeals.

Item our soueraigne lorde the kynge, consyderyng how dyuers psons for theyr synguler vengeaunce and not of ryght, maliciously by subtyl ymaginacyon haue done and procured diuers of his faythfull lyege people falsely to be endited and appealed of dyuers treasons felonies and trespales before Justyces of the peace, and other commissyoners Justices, and other hauyng power to take enditementes or appeales in dyuers foreyn coũties libertyes and fraunchyses of England, at which the sayd lyeges be not, nor at any tyme were conuersaunt nor dwellyng: By force of which enditemẽtes and appeales, and the processes vppon them made in the sayd counties fraunchyses and lyberties, the sayd persons so endited, haue ben & dayly be put in exigend, and after outlawed, and therupon theyr goodes and catals landes and tenementes forfayt, and they in great ieopardye of theyr lyues, where as the said psons so endited appealed or put in exigend or outlawed, had neuer knowlege of suche enditementes, appeales, exigendes, and outlawyes, whiche falsyte and malyce dayly doth abounde and encreas in dyuers counties, liberties, and fraunchyses of England, in great hynderaũce losse and perpetuall distructyon of many of his sayd faythful and innocent lyege people, & very lykely to encreas herafter, yf conenable remedy be not ordeyned & puyded in this behalfe: And therfore the same our soueraygne lorde the kyng, of his specyal grace, and by auctorytie of this parliamẽt, for ease and tranquillitie of his faythful lieges of this realme, hath done to be ordeyned & stablissed, that vpõ euery enditement or appeale, by the which any of the sayd lyeges, dwellyng in other coũties than there where such enditement or appeale is or shalbe taken of treason felonie and trespas, to be taken herafter before Justices of the peace, or before any other, hauing power to take such endytementes or appeales, or other commissioners or Justices in any countie fraunchyse or libertie of England, before any exigend awarded vppon any enditement or appeale in the fourme aforesayde to be taken, that mayntenaunt after the fyrst wryt of Capias, vpon euerye suche enditement or appeale awarded & returned, that an other writte of Capias be awarded, directed to the sheryffe of the countie, wherof he which is so endited, is or was supposed to be conuersaunt by the same enditement, returnable before the same Justyces or commissyoners, before whom he is endited or appealed, at a certayn day, conteynyng the space of thre monethes frõ the date of ỹ sayd last writte, where the coũties be holden frõ moneth to moneth, and where the counties be holden from. vi. weekes to. vi. weekes he shall haue the space of foure monethes, vntyl the daye of the returne of the same wryt, by whiche wryt of seconde Capias be it conteyned and cõmaunded to the same sheryffe, to take hym which is so endited or appealed by his body, yf he may be founde within his baylewyke, and if he may not be foũd within his baylewyke, that the sayde sheryffe shall make proclamacyon in two counties before the returne of the same writte, that he whiche is so en-

dyted or appealed, shall appere before the sayd Justices or commyssioners in the countie, liberties, and fraunchyses, where he is endited or appealed, at the day cõteyned in ỹ sayd last wryt of Capias, to answer to our soueraigne lorde the kyng, or to the partie of the felonie, treason or trespas, wherof he is so endited or appealed, after which secõd wryt of Capias so ferned & returned, yf he which is so endited or appealed, come not at ỹ day of ỹ same wryt of capias returned, ỹ exigend shalbe awarded agaynst suche psons endited or appealed & euery of thẽ. And yf any exigend hereafter be awarded in any suche enditement or appeale, agaynst the fourme aforsayd, or any outlagarie be vpon that pronounced, albeit the exigend so awarded, as the outlagarie vppon that pronounced and euery of them, shalbe holden for nyne and hoyde, and that the partie, vpon whom such exigende agaynste the fourme aforsayd, is awarded, or outlagarie pronõced, be not endamaged nor put to losse of his goodes or catals landes or tenementes nor of his lyfe. Prouyded always that the statute made in the laste parlyament of proceses to be made in suche case before the kynge in his benche stand in his force. And moreouer the same our soueraygne lorde the kyng hath graunted by auctoritie aforsaid, that euery person endited or appealed in the fourme aforsaid, fromhensforth after that he be duely atequyte by verdicte, that he shal haue a wryt and actyon vpon his case agaynste euery prosecutour of suche enditementes or appeales. And lyke proces shalbe vpon and in the sayne wryttes, as in a wryt of trespas dont with force and armes. And yf suche prosecutour be atteynted in this behalfe, that ỹ playntyfe shal recouer his treble damages. Prouyded always that this ordynaunce shal not extend to inditementes or appeales taken or to be taken within the countie of Chester. Prouyded also, that if any of the sayd lieges, or any of their heires, be or shalbe appealed or endited of felonye or treason, and at the tyme of the same felonye or treason supposed, he is and was conuersaunt within the countie, wherof the enditement or appeale maketh mencyõ, ỹ lyke proces be made agaynst such endited person or appealed, as hath ben vsed always before this tyme.

Countie of Chester.

Cap. xi. London.

Item it was shewed to our sayd soueraygne lorde the kyng by the sayde comens for the mayre and aldermen & comens of the cytie of London, that where as among other fraunchyses, liberties, and customes to them by the same our soueraygne lorde the kyng & his noble progenitours graunted and confirmed, it is conteyned, that the maner and fourme of takyng apprentyces within the sayd cytie of old tyme vsed and continued, be kept and obserued: And where as it is also there vsed by the customes of the same cytie of tyme out of mynde continued and approued in the same, that euery person, whiche were not of villeyn estate or condicyon, but of fre estate and condicyon, may put him selfe his sonne or doughter to be apprẽtice to any fre mã of the same cytie, to lerne his crafte or mysterie, and that lyk wyse euery fre man of the sayd cytie maye take euery suche person sonne or doughter to be his apprentice, without impechement, tyll nowe of late the sayde mayre aldermen and comens be and haue ben greuously vexed and inquyeted, by colour of an article of the statute made at Westmynster, the. xiii. yere of the

Apprentyse.

reygne

reigne of king Henry the fourth, rehersyng by general wordes, that no mã nor womã put theyr sonne nor doughter to be apprẽtice within any cytie or towne of ꝑ realme of England, except ꝑ he haue land or rent to the value of xx.s. by yere, & that by witnesse vnder the seales of ꝑ Justices of peace: nor that none shal receyue a prentice to the contrarie, vpon grieuous peyne lymitted in the sayd statute. Our soueraigne lorde the kyng conslderyng the great hynderaũce which by the sayd artycle myght returne to ꝑ sayd inhabitauntes of the sayd cytie, yf they shuld be by the same restrayned of theyr sayd lyberties & customes: & how in the begynnyng of the same statute it is conteyned, that the sayd cytie of Londõ haue & enioye al her liberties, fraũchyses & customes, that be not contrarie to the sayd artycle, and also consyderyng the entier affectyons and great kyndenes done and shewed to oure sayd soueraygne lord the kyng in al his busynes by the cytesens of the sayd cytie of London, and to encourage theym the more to suche affectyons and kyndenes hereafter, by the aduyse and assent afore sayde hath ordeyned, by the auctorytie of this present parliamẽt, ꝑ the sayd auncient maner, fourme and custome, of puttynge and takynge apprentyces: vsed and continued in the sayde cytye of London, be fromhensforth kepte and obserued aslong as it shall please our sayd soueraygne lorde the kynge, without beyng for that impeched, or to incurre the peyne conteyned in the sayde statute.

Cap. xii.

¶ Item the kyng hath ordeyned and stablysshed, by auctorytie of this parliament, that for errour assigned or to be assygned in any record, proces, or warraunt of atturney, originall writte or iudicial, panell, or returne, in any places of the same rased or enterlyned, or in any addicion subtraction or diminucyon of wordes, letters, tytles, or parcell of the letters founde in anye suche record, proces, warraunt of atturney, wrpt, panel, or returne, whyche raisynges, enterlynynges, addicyon, subtractyon, or diminucyon, at the discrecyon of the kynges iudges of the courtes and places, in which the sayde records and proces by wrpt of errour or otherwyse be certified, do appere suspected, no iudgement nor record shalbe reuersed nor adnulled. And that the kynges iudges of the courtes and places, in whiche any record, proces, worde, plee, warraũt of atturney, writ, panel or returne, which for the tyme shalbe, shall haue power to exampne suche record, proces, worde, plee, warraunt of atturney, wrytte, panel, and returne by them and by theyr clerkes, and to reforme and amende theym in affirmaunce of the iudgementes of suche records and processes, all that that to theym in theyr discrecyon semethe to be mysprysyon of the clerke in suche records, processes, worde, plee, warraunt of atturney, wrpt, panell, & returne, excepte appeles, enditementes of treason, and of felonies, and the outlagaries of the same, and the substaunce of the proper names, surnames, and addicyons, leftout in originall writtes and writtes of Exigend, accordyng to ꝑ statute an other tyme made the second yere of kyng Henry, father to our soueraygne lord ꝑ kyng that nowe is, and in other wrytes conteynynge proclamacyon, so that by such misprysion of clerke no iudgement shalbe reuersed nor adnulled. And

Errour.

Mysprysion of the clerke.

yf any record, proces, writ, warraunt of atturney, returne or panel be certifyed defectyfe, otherwyse than accordyng to the writyng, whiche therof remayneth in the treasorye courtes or places, from whens they be certifyed, the parties in affirmãce of the iudgementes of suche recordes and proces, shal haue auauntage to allege variance betwyxt the same writyng and the sayd certificat. And the foũde ⁊ certifyed, that same variance shalbe by the sayd iudges reformed ⁊ amended accordyng to the fyrst writyng. And more ouer it is ordeyned, that yf any record, or parcell of the same, writ, returne, panel, proces, or warrant of atturney, in the kynges courtes of chauncerie, escheker, the one benche or the other, in his treasorie, be wyllyngly stolen, taken away, withdrawen, or auoyded by any clerke or other person, because wherof any iudgement be reuersed, that suche stelar, taker awaye, withdrawer ⁊ auoyder, theyr procuratours, counsellours, ⁊ abbettours therof endited, ⁊ by proces therupon made therof duely conuict, by theyr one confessyon or by enquest to be taken of lawfull men, wherof the one halfe shal be of ỹ men of any court of the same courtes, ⁊ the other halfe of other, shal be iudgẽd for felons, ⁊ shall incurre the peyne of felonye. And that the iudges of the sayd courtes of the one benche or of the other, haue power to here and to determine such defautes before them, ⁊ therof to make due punishement, as afore is sayd. Prouyded always that yf any suche record, proces, writte, or warraunt of atturney, panell, or returne, or parcell of the same, be nowe or hereafter shalbe exemplyfyed in the kynges chauncerye vnder the great seale, and suche exemplificacyon there of record inrolled, without any raspynge, in the same place in the same exemplificacyon and the inrollement of the same, that an other tyme for any errour assygned or to be assygned in the sayd record, proces, writ, warraunt of atturney, panel or returne in any letter, worde, clause, or mater of the same varyeng or contrarie to the sayde exemplificacyõ and the inrollement, there shalbe no iudgement of the sayd recordes and proces reuersed nor annulled.

Cap. xiii. Item for asmoche as our soueraigne lorde the kyng, by the assent of his sage counsell doth purpose, with the ayde of god, to passe into his realme of Fraunce, the same our sayd soueraigne lord, by the aduyse of the lordes spirituall and temporall, and also of the comens of this present parliament, to eschew the dissheritsons of al persons, whiche be or shalbe retenyed with our sayd soueraigne lord the kyng, to abyde in his seruice in the parties beyond the sea: hath ordeyned and prouyded, that euery protection to be made with the clause of Volumus, for any of the same psons, there shalbe cõtepned in the clause of exceptyõ in the same ompsyõ of these wordes, Aliis non dissentiente. And that all these protectyons be allowable and allowed for theym and euery of them in all the kynges courtes and elswhere, where such protectyons be put forth for any suche person, in al plees of assyses as wel of nouel dissesin as fresche force without any difficultie. Prouyded always that the iudgementes to be gyuen fromhensforth in suche assyses arrayned or to be arrayned, be not prciudycyall to any of the sayde persons so abydynge in

Protection.

the kynges

the kynges seruyce beyond the sea, as afore is sayd, whiche haue any thyng in reuercyon or in remaynder in suche landes or tenementes, wherof suche assyses be or shalbe arrayned, yf they whyche haue in reuercyon or in remaynder in suche landes or tenementes, be not named in the same assyses, but that they be agaynst them all voyde. And that this statute shall endure for two yeres next folowynge, yf the same our sayde souerayngne lorde the kynge abyde so longe in the parties beyonde the sea. Prouyded also, that all the entrees made or to be made after the fyrste daye of this present parlyament, be not comprysed in this present ordynaūce. And that none, which hath made or shal make any suche entrees after the sayde fyrst daye of this parlyament, haue any benefyte of the same ordynaunce. Entrees.

¶ Item for asmoche as great and greuous complaynt hath ben made to kyng Henry late kyng of England, father to our souerayngne lorde the kyng that nowe is, at his parlyament holden at Leycestre, the seconde yere of his reigne, by the comens of his parlyamēt aforesayd, of dyuers murders, manslaughters, roberies, bateries, assemblees of people in great nōbre in maner of insurrectyons, and of dyuers other rebellyons and ryotes: and after suche offences the sayde felons and offendours flee and withdrawe them to dyuers woodes and secret places vnknowen and els where, to the intent & purpose to auoyde the execucyon of the comen lawe, and that they shulde not be brought to answere after the proces of the comen lawe: wherupon the sayde late kynge, consyderyng the aforesayde complaynt, by the aduyse and assent of the lordes spirituall and temporall, in the same parlyament assembled, hath ordeyned and stablysshed, at the requeste of the sayd comens, that yf any heraftyr come into the chaunceric and make complaynte duely, that any suche felon or offendour, as aforesayd, hath fled or withdrawen hym to any suche place or els where, to the entent aforesayd, vpon suche cōplaynt a byl shalbe sufficiently made for the kyng, and the chaunceler of England for the tyme beyng, after such byl to him deliuered, if he may be duely informed, that such byl conteyneth trouth, shall haue power by his discrecyon to make a writ of Capias at ꝑ suyte of our souerayngne lord the kyng, dyrected to ꝑ sherysse of the cōtie or cōties, where ꝑ sayd murders, mānslaughters, roberies, bateries, & other offences be supposed by the sayd byl to be done & cōmytted, returnable in the sayd chaūceric, at a certeyn day. And yf the persons conteyned in the sayd writ be taken by the sayde sherysse, or yeld thē in the same chaunceric, ꝑ than suche persons be put in prysō or to mayntpryse after the discrecion of the chaunceler. And moreouer it shalbe cōmaunded to enquyre of suche offences, & vpon that shall be done as the lawe requyreth. And yf the sherysse returne at the day of the Capias returnable, ꝑ the persons in the same cōprysed, for any of the same causes aforesayd, may not be take by him, nor the same persons do not yeld thē in the sayd chaūceric: that than the sayd chaūceler shal do to be made a writ of prclamacyō directed to the sherysse, returnable in the kynges benche at a certeyn day, that he make proclamacyon in .ii. counties, that the persons named in the sayd writ come at the sayd day in the aforesayd benche, there to answer to the mater compri- Ca. xiiii. Bill. Chancellour of England.

ſed in the ſayde byll, vpon peyne to be conuicte of the mater cõpꝛiſed within the ſayd byll. And in euery ſuche wꝛyt of pꝛoclamacion ſhalbe conteyned the ſubſtaunce of the mater compꝛiſed within the ſayde byll. And yf they come not at the daye of ſuche pꝛoclamacion returned, than they ſhalbe holden & adiudged foꝛ cõuict & atteynted as afoꝛe is ſayd. And yf they come at the pꝛclamacõ, it ſhalbe enquyꝛed of thẽ & done in ꝑ manet as afoꝛe is ſaid. Pꝛouyded, that the ſuggeſtyons of ſuche ꝛiotes be witneſſed to the chaunceler of Englande by letters ſealed vnder the ſeales of two Juſtyces of the peace at the leaſt, and the ſheryffe of the counttie, where ſuche ꝛyotes ſhalbe, befoꝛe that ſuche wꝛyt of Capias be graunted. In whiche wꝛyt of Capias, the mater which is cõpꝛyſed within the ſame byll, ſhalbe alwell expꝛeſſed as in the wꝛyt of pꝛoclamacyon therof to be made. And yf ſuche a caſe happen in the couũtie palantyne of Lancaſter, oꝛ elſwhere in ſtaſchyſes, where there is a chaunceler and a ſeale, that than the ſayd chaunceler of England do to be wꝛyten oꝛ ſent by the kynges wꝛyt to the chaunceler of ſuche countie oꝛ fraunchyſe, al the ſuggeſtion in the ſayde byl compꝛyſed, cõmaundyng him to make ſuche execucyon as in the ſayde artycle is compꝛyſed. So alwayes that the kynges wꝛyt out of the chaunceꝛie of England ſhal not ꝛen in ſuch countie oꝛ fraunchyſe, otherwyſe than hath ben vſed in tyme paſſed, & that the ſayd oꝛdynaũce ſhal ſtand in his foꝛce tyl ꝑ ende of the next parliament. Our ſouerayne loꝛd the kyng, conſyderyng ꝑ dyuers other murders, mãſlaughters, ꝛoberies, bateries, aſſembles of people in great nombꝛe in maner of inſurrectyons, and dyuers other rebellions & riotes haue ben made in diuers counties of the realme, ſyns the makynge of the ſayde ſtatute, not punyſſhed, bycauſe that the ſayd ſtatute holdeth no foꝛce but tyl the ende of the parliament than nert folowyng, hath oꝛdeyned and ſtabliſſhed by auctoꝛitie of this pꝛeſent parliamẽt, that the ſayd late ſtatute ſhal now be kept and fermely holden foꝛ a ſtatute foꝛ euer, alwel of murders, mãſlaughters, ꝛoberies, bateries, aſſemblees of people in great nombꝛe, in maner of inſurrectyons, and diuers other rebellyons and riotes made and committed befoꝛe the begynnyng of this pꝛeſent parliament as in tyme to come. Pꝛouyded alwayes, that it be witneſſed by two Juſtices of the peace of the countie where ſuche ꝛyotes ſhalbe ſuppoſed, that the comen fame and voyce reneth in the ſame counties of the ſame ꝛyotes, befoꝛe that the wꝛit of Capias ſhal be awarded. Pꝛouyded alſo, that yf any ſuche caſe happen in the ſayde coũtie palãtyne of Lancaſter, oꝛ elſwhere in a place enfraũchyſed, where there is a chaunceler and a ſeale, that than the ſayd chaunceler of ſuche coũtie oꝛ place infraunchyſed foꝛ the tyme beyng after cõplaynt to hym duely made and witneſſed by a Juſtice, oꝛ the lyeutenaunt of a Juſtyce and ſheryffe of ſuche countie palatine oꝛ place enfraunchyſed foꝛ the tyme beyng, in ꝑ four ne afoꝛeſayd, ſhal haue lyke powꝛ to awarde a Capias and a wꝛyt of pꝛoclamacyon afoꝛeſayde as the ſayde chaunceler of Englande hath.

Cap. xb. Of Errour.

Item it is oꝛdeined and ſtabliſſhed, ꝑ the kynges Juſtices, befoꝛe whom any inſpꝛyſyon oꝛ defaut be oꝛ ſhalbe founde, be it in any recoꝛdes and pꝛoceſſes, whith nowe be oꝛ ſhalbe hangyng befoꝛe them, alwel by way of Errour as

rour as other wise, or in the returnes of the same made or to be made by sheryffes coroners baylyffes of fraunchyses or any other, by mysprysyon of the clerkes of any of the sayd countes of the kyng, or by mysprysyon of the sheryffes, vndersheriffes, coroners, the clerkes or other officers clerkes, or any other ministers, in wrytynge one letter or one syllabe to moche or to lytel, shal haue power to amende suche defautes and mysprysyons by their discreyon, and by examynacyon therof by the sayd Justices to be taken, where they shall thynke nedeful. Prouyded that this statute do not extend to the recordes and procelles in the parties of wales, nor to the procelles and recordes of outlagaries of felonies and treasons, and the thynges depēdyng vpon the same.

Cap. xvi. Eschetours.

¶ Item to eschue the dolours greuaūces & disherisons, which daily do happen to many of the kynges liege people by the eschetours, of that that they do take enquelles to enquyre before the sawel by vertue of ỹ kynges writtes as of their offices, fauorably & not duely by people not empanelled nor returned to them by the sheryffes of the counties, and rather for their synguler gayne, and for the disheryson of the kynges liege people, thā for the profyte of the same our soueraigne lorde the kynge, & also bycause that the landes & tenementes of many of the kynges liege people be seyled into the kynges handes vpō suche enquelles, and other let by the chauncelet or treasorer to terme, before that the enquelles be returned in the chauncerie of our soueraigne lorde the kyng, It is ordeyned by the auctorite of this present parliament, that no eschetour nor cōmissyoner take in any wyse any enquest to enquyre, but of people returned & empanelled by the sheryffes in ỹ countie, within which he is eschetour or cōmissioner. And if any eschetour or cōmissioner take enquelles of people, which be not empanelled nor returned by the sheryffe, as is aforsayde, and therof by examynacyon or other wyse at the suyte of the partie, which for hym selfe or for the kyng or any other ỹ son, whiche wyll sue, be duely conuicte, for euery enquelle so taken, that he incurre the payn & forfaiture of .xl.li. to be paid, that is to say the one halfe to the kyng, and the other halfe to the partie greued, of whose suyte he shal be conuicte. And that no landes nor tenementes seyled into the kynges handes, vpon such enquelles taken before the eschetours or commyssioners, be not in any wyse let nor graunted to terme by the chauncelet or treasorer of England, or any other the kynges officer, tyl the same enquelles & verdictes be fully returned in the chauncerie, or in the eschekier, but al such landes and tenementes shall entierly & continually remayne in the handes of our soueraigne lorde the kyng, vntyl the said enquelles and verdictes be returned, and by a moneth after the same returne, if it be so that he or they, whych feele them greued by ỹ same enquelles, or puttyng out of their landes and tenementes, come into the chauncerie, and them profre to trauerse the sayd enquelles, & the offre to take the same landes or tenementes to terme. And if they so do, that than the same landes or tenementes be committed to them, if they shewe good euydence, prouynge their trauers to be true, after the fourme of the statute made the .xxvi. yere of kynge Edwarde the thyrde

Enquelles.

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conquestie to holde vntyll the issue taken vpon the same trauers be found and discussed for the kyng or for the partie, findyng sufficient suertie to sue the sayd trauers with effecte, and to rendre & pay to our soueraigne lorde the kyng the yewly value of the landes, wherof the trauers shalbe so taken, if it be discussed for the kyng. And if any letters patentes of any of the landes or tenementes be made to the contrarie to any other person, or let to ferme within the sayde moneths after the sayde moneth of returne, they shalbe voyd and holden for none. And that the escheatours and commissioners upō payne of ỹ forfayture of .xx. li. to be payd, that is to say, the one halfe to the kyng, and the other halfe to the partie, at whose suyte he shalbe convicte, returne ỹ enquestes before the taken into the chauncerie of our soueraigne lorde the kyng, or into the escheker, within a moneth next after the takyng of the same, and euery man, which wyl sue for the kyng, shal haue ỹ suyt in this behalfe. Prouyded always that this statute begyn and take effecte & force in the feest of Easter next comyng to endure for euer, and not before.

Cap. xviii

Staple of Calais

Item where as in the tyme of the kynges noble progenitours, for ỹ prosperite, profyt, and welth of the realme of England, and for the sustentacyon of the towne of Caleys, it hath ben ordeined by dyuers statutes and ordynaūces, that the staple shuld be holly at the sayd town of Caleys, and in none other place beyōd the see, that is to saye, that al the wolles, wolfelles, lether, lead, and tynne, and al other marchaundyses passyng out of the said realme, and out of the landes of Wales and Irlande, ought holly to passe & repayre to the sayd staple, and to none other place, upō payn of the forfayture of the same, except suche marchaundyses, which in the said statutes and ordynaūces be expressed and excepted, as in the same is more fully conteyned, the which statutes and ordynaūces, the seconde yere of our soueraigne lorde the kyng that nowe is, were approued, affermed, and ordeyned duely to be executed. Neuertheles alwel vnder colour of exceptyons in the sayde statutes and ordynaunces conteyned, as by colour of lyrences graūted by our sayd soueraigne lorde the kynge to dyuers persons, a great quātitie of wolles, wolfelles, lether, lead and tynne, and many other marchaundyses haue ben contynually from tyme to tyme, and yet be caryed and conueyed out of the realme, and of the sayd landes of Wales and Irland, in to Flaundres, Holand, Zeland, Brabant, & other parties, not resortyng to the sayd staple, as they ought to do, wherfore our soueraigne lord the kynge is defrauded of the customes and subsidies, whiche ought to amounte to notable summes to his encreas, if he therof were duely answered and content, and moreouer the kynges mynte at Caleys is lyke to be voyde, desolate, and destroyed, and the commodities also of the marchaundyses of the sayde realme for the sayd causes, within shorte tyme to be greately hyndered, if remedie be not prouyded in this behalfe. Oure soueraigne lorde the kynge couldeth not remedie the premysses, & wyllynge in this case to prouyde a remedie, of the aduyse & assente afore sayde, by the auctorite of the sayde parliament, hathe ordeined, that no persone shippe nor do to be shipped from henceforthe no maner of wolles, wolfelles, lether, lead, nor tynne, hole nor shoten, nor

the ſame carye noꝛ conueye out of any parties of the ſayde realme, noꝛ out of the landes of wales noꝛ Irlād, to none other parties beyond the ſee, but allonely to the ſayd ſtaple of Caleys, vpon payne of foꝛfayture of ỹ double valour of the marchaundyſes ſo caryed oꝛ conueyed to any other parties than to the ſayd ſtaple of Caleys, and alſo vpon payne of impꝛiſonemēt of his body foꝛ the ſpace of two yeres without bayll oꝛ maynpꝛyſe. And he which can ſpye any perſon fromhēſfoꝛth, which offendyng oꝛ doyng in any wyſe contrarie to this oꝛdynaunce, and the ſame offence do pꝛeſent to the treaſoꝛer of England foꝛ the tyme beynge, and the treſpaſour therof duely conuict, oꝛ if ſuche treſpaſour confeſſe befoꝛe the treaſoꝛer and the barons of the eſcheker ſuche treſpaſſes by hym done, that than he ſhalbe conuicte by his one confeſſion. And the pꝛeſentour ſhal haue foꝛ his labour ỹ thyꝛde parte of the foꝛfayture of the marchaundyſes caried oꝛ conueyed agaynſt this oꝛdynauns. Sauyng alwayes that the marchaūtes of Janes, Uenice, Tuſkayn, Lūbardye, Flozence and Cateloigne, may ſhip wolles, wolfelles lether, lead, and tynne in theyꝛ ſhippes, galeys, Carrackes, & other veſſels, and to bꝛynge the ſame into theyꝛ cuntrey to wardes the weſt, in the maner accuſtomed befoꝛe this tyme Sauyng alſo to the burgeys of the towne of Berwyke vpon twede the pꝛiuileges and benefites to thē befoꝛe this tyme graunted, as in dyuers ſtatutes therof made is fully conteyned, notwithſtandyng this oꝛdynauns. Berwyke.

¶ Itē our ſoueraigne loꝛde ỹ kyng conſyderyng certeyn articles enſuing, to be cōcepued and delyꝛed, aſwel foꝛ the pꝛofyte and welth of hym and his realme vniuerſal, as foꝛ the good polytyke gouernaunce and ſuppoꝛtacyō of his ſtaple of Caleys, by aduyſe and aſſent of the loꝛdes ſpirituall and temporal, and alſo of the comens beyng in this pꝛeſent parliamēt, by auctoꝛite of the ſame, hath graunted the ſame articles to be kept and obſerued, to begyn at the feaſt of the Purificacyō of our lady next after the begynnyng of the ſayd parliament, vntyl the feaſt of the Annunciacyon of our lady than nexte folowyng, and from the ſame feaſt of the Annunciacyon to endure tyl the ende of thꝛe yeres than next folowyng after the fourme folowyng, that is to ſay. Fyꝛſte that the oꝛdynauns and apoyntement of late made to the ſayd ſtaple of Caleys vpon the wolles, wolfelles, and tynne be ſurely kept and obſerued in all theſe. v. poyntes folowyng, that is to ſay, that the pꝛyce of the ſayd wolles, wolfelles, and tynne, be not abated, but augmented and put to greater encreas & auauntage. Item that the hole payment be made in hande foꝛ the ſayd wolles, wolfelles, and tynne, in gold and ſyluer without ſubtyltie oꝛ colluſyon. Item that the bullyon be bꝛought to the mynte to Caleys, that is to ſay foꝛ euery ſarplet of wolles, wherof the weyght of the ſacke is ſolde foꝛ. xii. markes. vi. li. x. markes. v. li. viii. markes. iiii. li. And of the wolfelles after the rate, to be foꝛged in the kynges coyne. Item that euery man that ſhall ſel oꝛ do to be ſold any wolles oꝛ wolfelles at the ſayd ſtaple of Caleys, ſhal make a lawfull & equal particyon of the money of the ſame with thē which haue the wolles oꝛ wolfelles of the ſame cūtrey from whens the wolles oꝛ wolfelles be, and with whom he his ioyned and Ca. xviii. Staple of Caleys. Bullion.

aſſociat

associat to make particyon, without fraude or male engyne. Also that at al tymes the marchauntes sellers shal make acquytaũces to the marchaũtes byars, to be sealed vnder the seale to that ordeyned within the sayd staple, to the intent that no marchaunt sellar shal frombenforth lend any maner of money to any marchaunt by hym receyued of the wolles or felles, but that the same money maye be brought within the realme without subtyltie or fraude.

Cap. xix. Staple of Calels.

Item for almoche as oftentymes dyuers maner straungers of dyuers parties, of Flaũdres, Holand, Seland, and Brabant, in dyuers portes and crykes of the realme take in theyr shippes and vessels, wolles, wolfelles, & other marchaundyses of the staple, whiche be trussed in tonnes, pypes, barels, sackes, fardels and otherwyse, and the same pryuely do put and counceyle in theyr vessels vnderneth wood, wheate, otes, rye, & in other maner, and so carye thẽ into dyuers parties beyond the see, to the kinges great prejudice in dymynyshyng of his customes and subsidies, and to the domage of al the liege people of his realme. Our soueraigne lorde the kynge, wyllynge to eschue the sayd prejudices, & agaynst such subtilties to prouyd remedie, hath ordeyned by the auctorite aforsayd, that no maryner straũger nor other maryner, that is lykewyse owner and mayster of any shyp or vessel, shal take nor receyue within England, wales, nor Irland in his shyp or vessell any maner of wolles, wolfelles, nor other marchaundyses of the staple, nor carie the same out of the realme to any other parties beyõd the see, but onely to the staple of Caleys, except such which by the ordynaũs made, shall passe ouer the straytes of Marrok, and that vpon payn of forfayture to the kyng of such shippes & goodes so found defectyfe, as of the goodes of the sayde maryners beynge in the same shippes or vessels. And that the mayre of the staple for ỹ tyme beyng, shal haue power & auctorite to make due serche in this partie. And the shippes, goodes, and maryners, if any be therof found defectyfe, for to be presented & delyuered to the kynges coũsel in Englande, by iuste relacyon therof to be made by the sayde mayre or his deputie, he haupng for his rewarde the thyrde parte of the forfaytures by hym presented and taken in the maner aforsayd.

Maryner

Mayre of the staple.

Cap. xx. Dwellers in Caleis.

Item for almoch as the kyng is enformed, that certeyn persons contynually inhabytyng in ỹ towne of Caleys, with marchaũtes aliens of theyr affinytie and cõsent, for theyr syngular lucre, do ymagyn by subtyl meanes to dymynysh the pryce of the commodities of this realme, which hertofore haue ben and yet be greatly vsed. In so moche that whan the marchaũtes aliens ought to haue repayred to the sayd towne for to bye wolles and wolfelles, they haue ben returned and withdrawen by the sayd inhabitauntes, so that the poore men haue ben let to sell theyr goodes, and for great myschiefe they muste of necessitie sell theyr goodes to the sayde inhabytauntes of Caleys, whiche wyll not bye the same but greatly within theyr pryce, to the great hurt and hynderauns of the sellars, and abatement of the pryce of the sayde commodities. The same our soueraigne lorde the kynge, wyllyng therupon to prouide remedye, for his profyt & the auayl of his realme

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hath ordeyned by the sayde auctoritie, that frombens forth no marchaunte contynually inhabityng within the sayde towne of Caleys, shalbe suffred to bye beyõd the see any maner of wolles, wolfelles, lether, lead, nor tynne, nor other marchaundyse perteynyng to the staple, vpon payne of forfayture of the same, as often as it may be proues.

Cap. xvi. Newcastell.

¶ Item for almoch as great noyse remuth amonges men of Newcastel & Berwyke, that if they shuld bryng theyr wolles to ỹ staple of Caleys, they shuld be vndone and destroyed, where the contrarie is trouth, and many be pryued, as the kyng is enformed, for the mayre of the staple and his cõpaignons wyl gyue to the sayd men of Newcastel and Berwyk for ỹ quantitie of theyr wolles and wolfelles, lykewyse as the kyng one yere with an other hath ben answered of the custome and subsidie of ỹ same, any almoch as they haue ben sold for in Flaunders or in other places where they do repayre, to be payd at reasonable termes in gold & syluer to be brought into this realme, where not one peny cõmeth by them now.) The same out soueraigne lorde the kyng, consyderyng that by the lycences of the sayd men of Newcastel and Berwyke, great hynderaunce commeth to hym of his customes and subsydyes, and abatement of the price of the commoditie of the realme, hathe ordeyned by the auctoritie aforsayd, that theyr sayd lycences shalbe repealed. And if any of euyl wyl sel or carie any wolles or wolfelles, lether, lead, or any other marchaundise of the staple in detraude of the kyng, or hynderaunce of the commoditie of his realme, into Scotland, ỹ he shall forfaye the same goodes, with the double valour, and his body to pryson by the space of a yere.

Berwyk.

Scotland.

¶ Item for almoche as great hynderaunce commeth to the kyng of his customes and subsidies by them that do clacke and force the good wolles of the realme, for to cary them out of the same into straunge contreys, It is ordeyned, that no straunger shall do to be forced, clacked, nor barbed, no maner of wolles, to cary them out of the realme, vpon payne of forfayture of the same wolles with the double valour of the same, and of imprisonement of his body. And that no wolpacker shal make within the realme but good and due packyng, nor that no man make no inwyndyng within the fleese of wolles at the wyndyng of his wolles, nor put in the same lokkes, peltwol, tarre, sand, yerth, grasse, nor no dyrt. And if any do, he that feleth hym grieued shall haue his accyon at the comen lawe of treipas and deceyt.

Cap. xvii. wolles.

straunger.

wollpacker

wyndyng of wolles.

¶ Item for almoch as the weiuers within this realme be & heretofore haue ben accustomed, that whan they haue wrought a cloth nere the end, to cut away to theyr syngular auauntage the thred, which remayneth vnwouen, and call the same thrummes, and to the great deceyt of the owners of the same clothes they sel the same thrummes to suche persons, whiche bryngе the same into Flaunders and other places, albeit that the kyng therof haue no profyte of custome nor subsidie, for vnder the colour of suche thrummes dyuers persons as well straungers as denysons do engrosse and gather in dyuers parties of the sayde realme great quantitie of wollen thred, called wollen yarne, and the same do bryng to the sayd straunge parties, & therof

Cap. xviii weyuers.

make

make good clothes, so that vnder this subtyll colour the kynge is verely greatly defrauded of his customes and subsidies, whiche ought to ryse to hym, if they were fully wrought within the sayd realme, or els if they were not wrought, but in wolles brought to the staple of Caleys, wherfore it is ordeyned, that no man shal cary nor bryng out of the sayd realme no maner of thrummes nor wollen yarne vnder colour of thrummes, vpon payne to forfayt the double valour of the same.

Thrummes wollen yarne

Ca. xxiiii. ITem for asmoch as marchauntes aliens now late haue take in custome that whan they sel any of theyr marchaundyses to any person within the realme, they wyl not demaunde nor receyue for any payment for the same any maner of syluer, as they were wont, but onely golde nobles halfenobles & farthynges, which frō tyme to tyme they do cary out of ꝑ realme into other straunge countreys, where they be chaunged to theyr enteres, and forged in other coynes, so that they gayne in the alay of euery noble xx. ℔ agaynste the tenour of the statutes therof made, to the great preiudice of the kynge & of his hole realme. Our souereaigne lord the king, wyllyng in this case to prouyde remedye, hath ordeyned, that no marchaut alyen shall constrayne nor bynde any of the kynges liege people, by promyse couenaunt nor liege to make hym payment in golde for any maner of dette, which to hym maye be due, nor refuse to receyue payment in syluer for any maner of such duty or dette, vpon the payne of the double valour of the same. And also to eschue the great losses, whiche dyuers persones of this realme of Englande haue hadde, and also be lykely so for to haue for theyr lones made of theyr marchaundises to marchauntes alyens, which haue fled with the same and dayly take sayntuaries, It is ordeyned, that no englishman shal sel within this realme, nor do to be sold fromhensforth to any marchaunt alyen, any maner of marchaundyses, but onely for redy payment in hande, or els in marchaundyses for marchaundyses to be payd and contented in hand, vpō payne of forfayture of the same.

Marchaunt alyen.

Payment.

Cap. xxv. ITem for certeyn great & notable causes concernyng the honour of our souereaigne lord the kynge, & the comen weale of al his realme. It is ordeyned by auctorytie of this parliamēt, that the mayre of the staple of Caleys, which now is, shall stand in his office of mayre of the same staple, tyl ꝑ feast of our Lady next ensuynge, and from the sayd feast tyl the end of two yeres than next folowynge fully to be fulfylled, notwithstandynge any statute or ordinaunce made to the contrarie.

Cap. xxvi ITem it is ordeyned by auctorytie aforsayd, that in all writtes of assises, and of actyons personel, sued or to be sued before the kynge in his benche, Justices of the comen place, or any other the kynges iustices for the tyme beynge, of any landes or tenementes, or of any thynge beynge and rysyng within any seigniourie, fraunchises, or auncien demeane, wherof the conysaunce or iurisdictyon ought to perteyn to any lordes, mayres, baylyffes, cyteseyns, burgeses, or comynaltie of such seigniouries fraūchyses or auncyē demeane, that than if any defendaunt in any such assyse or other actyōs personal make any defaynt, to put out, exclude, & expell the aforsaydes lordes, mayres,

Conysaunce Jurisdictyō.

mayres, baylyffes cytesyns, burgeses, or commynaltie of theyr conysaunce or traunchyse, that the Justices, at the requeste of the sayd lordes, mayres, baylyffes, cytesyns, burgeses, or commynaltie, shall make enquyre by the assyse, where such exceptyon is alleged in assyses, and in actions personels by enquest to be taken before the Justices, if suche defautes shalbe founde as afore is sayd, or not. In which assyse and enqueste so to be taken aswell the playntyffes as the lordes, mayres, baylyffes, cytesyns, burgeses, and commynaltie may haue theyr challenge. And if it be found by suche assyses or enquestes, so to be taken, that suche defautes shalbe made by collusyon, to put out & exclude the sayd lordes, mayres, baylyffes, cytesyns, burgeses, or commynaltie of theyr traunchises, liberties, conusaunces, or iurisdictyō, that in such cases the sayd writes shalbe abated, and the playntyfes shalbe in the kynges mercy, by consideracyō that is ordeyned by the statute made the .ix. yere of the reigne of kynge Henry, graundfather to oure soueraigne lorde the kyng, that if any Mayre, baylyfe, commynaltie, or lorde of auncyē demeane, be named in writtes of assyses by collusion, to put them out of theyr conysaunce or Jurisdictyō in this behalfe, that the Justices fyrst shal enquyre by the assyse of the countrey of suche collusion, if the sayde lordes, mayres, baylyffes, or commynaltie the same requyre. And if it be found by such inquisicyō, ỹ they be so named by collusion, ỹ than the writ shal abate. Challenge.

Item for almoch as the comens of the realme of England beyng in the same parliament, at the instaunce and specyal request of the faythful liege people of our soueraigne lorde the kyng, the baylyffes, burgeses, and commynaltie of the towne of Tewkesbury, within the countie of Glouceſtre, haue made to our soueraigne lorde the kynge a very grieuous complaynt in the same parliament, that where as the sayde towne of Tewkesbury is adioynyng to the ryuer of Seuerne, within the sayd countie of Glouceſtre which ryuer is common to al the liege people of our soueraigne the kinge, to carye and bryngе within the streame of the sayd ryuer in botes, trowes, and otherwyse, all maner of marchaundyse and other goodes and catals to Bristowe, and to euery ptie adioynyng to the same ryuer, in the whiche ryuer dyuers persons of the sayde town of Tewkesbury often tymes and nowe of late, haue charged theyr proper vesselles and trowes with wheate rye and other corne and goodes, to the valoute of .v. hundred pondes, and so the same vesselles and trowes so charged haue conueyed in the same ryuer towardes the sayde towne of Bristowe by the cooſtes of the forest of Deane, within the sayd countie of Glouceſtre, ioynynge to the sayd ryuer, there haue commen great multitude of people and routes of the comens of the same forest, and of the hundredes of Bledislowe & welsbury, with great riot and force in maner of warre, as enemyes of a straunge land, and with force haue spoyled the same persones of the sayd vesselles, and taken of thē al theyr corne and goodes within the same vesselles, and the same persons haue manaced and thretened to, if theyr made any resistence or any supt, querele, or complaynt for the same, to the great hynderauns, losse, and impouerysshment of the sayde persons, and oppression of all the countrey there adioynyng. Ca. xxviii. Tewkesbury. Seuerne.

adioynynge. And after ward the same our soueraigne lorde the kynge, by the aduyse & assent of his counsel, sent his letters of pryuey seale, directed to dyuers persons of the sayd forest, to make open proclamacyon ỹ no man of the said forest shuld be so hardy to inquiet or disturbe his people to passe by the ryuer with al maner of corne, goodes and catals, or any other marchaundise, vpon the payne of treason, after whiche proclamacyon so made, the sayde trespasours came to the sayde ryuer with more greater routes & riotes than euer they dyd before, not estemyng nor regardyng the sayd letters of pryvye seale, and there spoyled at dyuers tymes eyghte trowes of wheate, ryefloure, and dyuers other goodes and catals, and the people of the same trowes dyd throwe ouer the borde, and dyuers of them drowned, and the sternes of the sayde trowes dyd cut awaye, and dyd threten the owners of the sayde goodes and catals, and also the people of the sayde trowes, that they shulde not be so hardy to carye no maner of vitayle by ỹ sayde streame moche nor lytel for lorde nor for lady: And that they wolde hewe all to peaces the sayde botes, if they came an other tyme by ỹ coostes of the sayde forest of Deane, for the whiche riote and rebellion no person of the sayde towne of Tewkesbury, nor of the cuntrey adioynynge, dare not carye any corne nor other goodes nor catals in the sayd ryuer, nor pursue to haue remedye for suche oppressyons and grieues to them done, for almoche as the sayde forest of Deane and hundredes be veray large, and the people inhabytynge and resyaunt in the same, veray wylde and nyghe adioynynge to the cuntrey of wales. And all the comens of the same forest and hundredes of one affynytye and confederacye in malyce and ryot, not ponderynge nor regardynge the lawe, nor the officers and mynysters of the same, nor caryng of the processe nor the punysshement of the lawe of the lande, in so moche that they wyll not obey but at theyr owne wyll, any mynyster of the kynges lawes, nor execucyon of the same, nor the officers nor mynysters of the lawe of the sayde countie dare not in any wyse come in to the sayd forest, to execute any mater or proces of the lawe agaynst the wyll and entent of the commens of the forest and hundred aforsayd. Our soueraigne lorde the kynge, haupnge tendre respecte and consideracyon of the sayd mischiefes, and also considerynge the inconuenyences, whiche be lyke to ensue and folowe vppon the same, and vppon that wyllynge to resyste the malyce of suche transgressours and offenders, and to prouyde hasty & conuenable remedie for his sayd faythfull liege people so grieued in this behalfe, by the aduyse and assent of the lordes spirituall and temporal, beyng in this present parliament, and at the specyall requeste of the sayd cõmens there assembled, hath ordeyned by auctoritie of the same parliament, that in euery suche case hereafter to come, or els hadde or chaunsed this last yere passed, the shyrriffe of the said countie, or the baylyffes of the towne of Gloucester for the tyme beynge, or one of them, vppon payne of forfayture of, xx.li. to be leueyed of theyr landes, goodes, and catals, to the vse of oure soueraigne lord the kyng, make proclamacyon at the sayd towne of Gloucester, within foure dayes next after notificacyon made to them or to any

Forest of Deane.

of them

of theym by the persones so indomaged, or by any other in theyr names, of suche iniuries and trespasses done, that the sayd trespasours and offenders shal restore in the same towne of Glouceſter, within .xv. dayes after the said proclamacyon to the sayde persones so endomaged, theyr sayde corne and marchaundyses, goodes and catals so taken, or the very value of the same, with reasonable amendes for theyr domages of such takynges. After which proclamacyon yf the sayde trespasours doo not restore the sayde corne and marchaundyses, goodes and catals, or the valour of the same, to the parties so greued in the fourme aforesayde, with reasonable amendes for theyr damages, nor that the sayde trespasours be not brought to the kynges prison to the castell of Glouceſter for the sayde trespasses by the offycers of the sayde forest and hundredes, or by the comynalties of the same, to be demeaned in suche case by the kynge and his counsel, that than by consyderacyon of the statute of Wyncester put for the roberye of anye persone, whyche gyueth an actyon for hym, whyche is robbed, agaynste the hundred, wythin whyche the same roberye is done, after the fourme of the same statute, the sayde comminalties shalbe charged of the same corne and marchaundyses, goodes and catals so take, or of the very value of the same, to the parties so greued, to satisfye theym of theyr domages for the same takynge. And that the sayde parties so endomaged and greued, maye haue theyr generall actyons of det againſt the sayd commynalties of the sayd forest & hundred, of the somme of moneye, to whiche the value of the corne, marchaundyses, goodes, & catals so taken do extende. And althoughe the sayd cõmynalties be no commynalties corporate, yet they shall haue proces in suche actyons of dette by sommons, attachementes, and distres, as yf he were to haue an actyon at det of the comen lawe, so that yf the sayd commynalties make defaute at the second distres in suche actyons, that than the partie, which shal sue, shal haue iudgement to recouer his det againſt the sayd comminalties, after the suppoſel of theyr goodes, in the fourme aforesayd, with his reasonable domages & expences. And what so euer yſſue tryable by enqueſte in the sayd forest & hundredes shal happen to be taken in such actyons, it shal be tryed by enqueſte of the bodye of the sayde countie out of the same forest & hundredes. And that the goodes & catals of euery syngular person of the sayde commynalties for theyr tyme beyng, shalbe had, taken, and holden in lawe conuycte, as the comen goodes and catals of the same commynalties, towchynge the returne serupnge and all executyons of wryttes, proceſſes, and iudgementes in and of the sayd actyons. And that euery syngular person of the sayd forest and cõminalties haue power by auctoryte of the sayd parliament, to attache and arreſte the sayd trespasours by theyr bodyes, aswell within the sayde forest as without. And them so arreſted to commytte to the sayde pryson. And that the keper of the same pryson vppon peyne of fourty pounde, to be leuyed of his goodes and catals landes and tenementes, to the vſe of our soueraigne lorde the kyng, shall sauſly kepe euery person so commytted to his custody, tyll the tyme that the kyng or his counsell hath ordeyned & prouided theyr deliuerance of record. And yf the goodes or

Cõmynalties incorporate.

catals of any ſyngulerperſon or perſons of the ſayd foreſt and hundredes, beyng not gyltie of the ſayd roberies, happē to be put in execucyon bycauſe of any ſuch actyons & iugementes, that than ỹ ſayde perſon or perſones ſo beyng not gyltie, may haue theyr ſpecyal actyon of det or treſpas vpō their caſe of the goodes & catals ſo put in execuciō, againſt the ſayd treſpaſours, to recouer theyr damages, alwell for the value of ỹ goodes or catals ſo put in execucyon, as for theyr damages & coſtes which happened to be had bycauſe of ſuche actyons of det, and they ſhal haue ſuche proceſſes in the ſayd actyons of Dette or treſpas, as is to be hadde in the ſayde actyons of dette for the ſayde perſones ſo endomaged and ſpoyled.

Ca. xxbiii. Bridges. water of Burforde. ways.

Item the kyng conſyderyng the great eaſe and profyt, which ſhuld come to his people by the makyng of two bridges, that is to ſay, one ouer the water of Burford, & an other ouer the water of Culhamforde, in the hygh way extendyng from the towne of Abyndon to Doꝛceſtre, in the countie of Oxenford, and by the enlargyng, enhauncyng, and repayryng of the waye betwyxte the ſayde waters and bridges of the breade of .viii. perches and .viii. ynches, betwene the dytches of the ſame way, and alſo by the plantyng and ſettyng of certeyn trees called poplers and wylloughes vpon the bākes of the ſayd ditches, for the reparacyon of the ſame wayes whā ſhalbe nedeful: It is ordeyned by the aſſent aforſaid, that the ſayd bridges & paſſages ouer the ſame, and alſo the ſayd way betwene the ſaid bridges, of the bread aforeſayd, ſhalbe and remayn for euer as bridges, paſſages, and away to al that ſhal paſſe there, alwel on horſbacke as on foote and otherwyſe, and with all maner of cariages. And that it be lawful to all the kynges lyege people to repayre, enhaunce, and newly to edyfie and ſcoure the ſayd bridges, waye, paſſages, and ditches in the breade aforſaid, and new trees there to plant, & to caſt in the ditches, clay, marle, grauayl, and to dygge erth, & to take the ſame, and to cut the braūches and buddes of the ſame trees in tymes conuenient, to repayre the ſame, as often as ſhal pleaſe thē, without impechemēt of any. Sauyng always the kinges ryght. And ſauyng the abbot of Abyndon and his couent and theyr ſucceſſours theyr lyberties within the ſayde bridges, paſſages, waters, and ditches, as they were wont, and al theyr fyſſhyng in the ſayde water aboue the ſayde bridges and in the ditches.

Ca. xxix. Mayre of the ſtaple. Enqueſte

Item where as in the parlyament holden at Weſtmynſter, the .xxbiii. yere of kynge Edwarde the thyrde, amonges other thynges in fauour and lyberties of the marchauntes ſtraungers, repayrynge into the realme of England, it was ordeyned, that if a plee or debate be moued before the mayre of the ſtaple, amonges the marchauntes or mynyſters of the ſame, and for to trye the trouth therof an enqueſte or proue is to be taken, yf the one partie and the other be ſtraunge, it ſhuld be tried by ſtraungers: And yf the one partie and the other be denyſyns, it ſhulde be tried by denyſyns: And yf the one partie be denyſyn and the other an alyen, the one halfe ſhulde be of denyſyns, and the other halfe of alyens: And moreouer that in all enqueſtes and proues, which ſhalbe taken and made betwyxte alyens and denyſyns, be they marchaūtes or other, alwel before the mayre of the ſtaple, as before

any other

any other iudges or mynysters, although our souerayngne lorde the kynge be partie, the one halfe of the enquest of proue shulde be of denysyns, and the other halfe of alyens, yf there be so many alyens in the towne or place where such enquest or proue is to be taken, that be not parties, nor with the parties in contractes, plees, or other querels, wherof such enquestes or proues ought to be taken and if there be not so many alyens, than so many alyens shalbe put in suche enqueste or proue as shalbe toūd in the same places or townes, whiche be not parties therunto, nor with the parties, as before is sayd, and the remenaūt of denysyns, which be good men and not suspect of the one partie nor of the other. Sythens which ordinaūce the sayd marchauntes alyens haue ben alwaye demeaned & ruled aswell in the sayd staples as in other of the kynges courtes, after the fourme of this ordynaūce tyll now late they haue ben therof restreyned and impeched by colour of an other statute made in the parliamēt holden at westmynster, the second yere of kynge Henry father of our souerayngne lorde the kynge that nowe is, by whiche statute for the great mischiefes, domages, and dishertsons, whiche dayly do happen through the realme, aswel in case of the deth of a mā as in case of freehold and other cases, by them that passe in enquestes in the sayde cases, which were comen iurours and other, which had but lytle or nought to lyue vpon, but by such enquestes, and which had nothing to lose because of theyr fals othes, wherby they do the more lyghtly offende theyr consciences. And for amendement and correctyon therof to be had, it was ordeyned and stablysshed, that no person be admytted to passe in any enqueste, tryal of the deth of a man, nor in no enquest betwyxte partie and partie in plee real or parsonal, wherof the det and the damages declared do amount to xl. marke, except the same person haue landes and tenemētes to the yerely valour of fourty shelynges aboue all charges, bycause of which restreynt and impechement so made to dyuers marchaūtes alyens, many of ꝑ same marchauntes alyens haue withdrawen, and dayly do withdrawe them and eschewe to come and be conuersaūt on this syde the sea. And lykely it is, that al the same marchaūtes aliens wyl departe out of the same realme of England, yf the sayd last statute be not more openly declared, and the sayd marchauntes alyens ruled, gouerned, and demeaned in suche enquestes accordyng to the fyrste ordynaunce aforesayde, to the great dimynysshyng of the kynges subsidies, and grieuous losse and domage of all his sayd realme of England: Oure souerayngne lorde the kynge, consyderynge the premysses, and howe that it was not the mynde of the sayd late kyng, nor of the lordes spirituall and temporall of the sayde parliament, to hynder or prejudice the sayde fyrst ordinaunce by the sayd last statute, and that the sayd last statute was made by cause of the myschiefes and dishertsons that happened by the fals othes of the comyn iurours of the realme of Englande, as it appereth by expresse wordes of the same statute, and howe that the sayde marchauntes alyens be not comen iurours, nor inhabytyng within the sayde realme, nor may not purchase nor entoy any landes or tenementes in the same without the kinges specyal lycence: And the same our souerayne lord the king,

Iurrours.

Marchantes alyens.

wyllyng for so moch to prouide for the weale & plyt of hym & al his realme, & for to eschewe the domages & inconuenencies, which may lyghtly happen in this partie, and also to gyue to the sayd marchauntes aliens the greater courage and talent to come wyth theyr wares and marchaundyses into this realme, of the aduyse and assent of the lordes spirituall and temporall, beyng in this present parliamēt, hath declared the said last statute, made in ỹ tyme of his father, to be in no wyse prejudiciall to the sayd fyrst ordinaunce, nor extend but only to the enquestes to be taken betwyxt denyzyn and denyzyn, and not to the other enquestes and proues aforsayde. And the sayd fyrst ordynaūce to be effectual & stand in his force, and to be put in due execucyon, accordyng to the fourme of the same, notwithstādyng the sayd last statute, or that that the alyens haue no landes or tenementes to the valour of .xl.s. by yere, accordyng to the cōtenue of the same last statute and ordynaunce.

Here begynneth the statute made at westmynster the ix. yere of kyng Henry the .vi.

AT the parlyament holden at Westmynster, the fryday nexte before the feast of saynt Hillarie, the .ix. yere of the reigne of our souerayngne lord the kyng that now is, dyuers statutes and ordynaunces were made and ordeyned, by the aduyse & assent of the lordes spirituall and temporall, and at the specyall requeste of the comens of the realme assembled in the sayd parlyament in the fourme folowyng.

Cap.i. FYrst consyderyng how that in al the counties of England the dayes of the assyses of Nouell dysseisyn & of Nisi prius than were prefixed verey lykely to be holden during ỹ hygh court of the said parliamēt, in which court of parliamēt many of the kinges lyege people were by his cōmaundement, of whych many were playntyffes & many defendauntes in the same assyses and Nisi prius, & in the sayd assyses & Nisi prius the same playntyffes and defendauntes were lykely to be disherited, yf remedy were not prouyded in this behalfe: And for so moche by the aduyse & assent of the sayd lordes, & at the specyall requeste of the sayd comens, It is ordeyned by auctorytie of the sayde parlyament, to proroge all maner of assyses & Nisi prius before prefyxed, tyll certayn dayes by the chauncelor of England for the tyme beyng, after the thyrd daye of Marche, the sayd .ix. yere to be lympt. And the dayes so by the sayde chaunceler to be lympt, haue relacyon in law to the dayes of Prorogation assyses & Nisi prius than so prefyxed, in such wyse, that by this prorogacyō the same assyses & Nisi prius, shall not be holden nor reputed nonsued, nor discontynued. And that in euerye of the sayde counties proclamacyons be made by the sherysses .xv. dayes before the sayd dayes, so by the chaunceler to be lymit, to the intent that the playntyffes and defendauntes, & al other, whiche haue to do in the sayde assyses and Nisi prius, may kepe theyr days to be lympt in the same proclamacyons so to be made. Whyche proclamacyons shal haue the effecte and force of attachementes, without that that it behoueth to make any newe attachementes for the same.

Item

Cap.ii.

¶ Item where as in the parlyament holden at Westmynster the.viii.yere of our sayd soueraigne lorde the kyng amonges other articles it is conteyned, to eiche we the great losse & domage, whiche dyuers persons of this realme haue had, and were lykely to haue for theyr lones made of theyr marchaundyse to marchaũtes alyens, which haue fled away with the same, and dayly take sayntuaries, ¶ It was ordeined, that no englyshman shuld sel nor cause to be sold fromhensforth to any marchaunt alyen, any maner of marchaundyse but onely for redy payment of money or otherwyse in marchaũdise for marchaundise, to be payed and cõtented in hand, vpon peyne of forfayture of the same: because of whych ordynaunce the englysh marchaũtes haue not sold, nor can not sel nor vtter their clothes to marchaũtes alyens, wherby the kyng hath lost his subsidies and customes, whiche he ought to haue had, if the sayd clothes had ben sold as they were and were wont here tofore: and the englyshe marchauntes, clothworkers, and other the kynges liege people in diuers parties of his realme anoyed and indamaged: where vpon at the supplicacyon of the sayd comens, and by the aduyse and assent aforsayd, it is ordeyned, that the englysh marchaũtes may sel theyr clothes to marchaũtes alyens for redy paymẽt in money or otherwyse in marchaũdyse for marchaundyse, to be payd & cõtented in hand, or vpon lone of payment to be made in money or marchaundyse from. vi. monethes to. vi. monethes next ensuyng after such byenges and bargayns made, without gyuyng therof forther day of payment, vpon peyne of forfayture of the same: notwithstãding ỹ sayd ordinaũce. And this ordinaũce shal endure as allõg as shal please the kyng. Prouided always that all other articles conteyned in the sayd ordinaũce, made in the sayd.viii. yere, shall stande in theyr force.

Clothes sold for dayes to straungers.

Cap.iii.

¶ Item consyderyng the great insurrectyons, rebellyons, & horrible treasons ymagyned & commytted by Owen of Gleyndourdy of wales, agaynst the royal maiestye of king Henry, graundfather of our soueraigne lord the kynge that now is, wherof he was endited (as it appereth in an enditement made before Thomas late erle of Arundell, Johñ Durley, and Thomas Lee, by the commyssion of the sayd graundfather to enquyre with other of all maner of treasons, insurrectyons, and enemyes of the same kynge the graundfather, as in the sayd cõmyssion is more fully conteyned): And ther vpon the sayd endytement of hygh and heynous treasons brought into the kynges benche at Westmynster, & proces therof made, tyll the same Owen after proclamacion made in. v. counties was outlawed, and after in the ful parlyament holden at westmynster, the fourthe yere of the same kynge the graundfather, was called and named of record traytour to the sayde kyng the graundfather, al wel by statute as by the letters patentes of ỹ said king the graundfather: And for the horribilitie of his so many treasons, it was ordeyned by statute in the same parliament, that no englyshman maried to anye welsh woman of the amytie and alyauns of the sayde Owen traytour to the king, shuld be put in office in wales, nor in the marches: And also cõsyderyng how the that sayde Owen & his adherentes were excepted in many generall graces and pardons graunted by the sayd king the graundfa-

Owen of Gleyndour.

ther, to his lyege people at dyuers tymes, because of the insurrectyõs, rebellions, and horrible treasons aforsayd, for the weale of al the realme, and for reprellyon of all suche horrible treasons frombenforth to be compassed, of the assent of the lordes and comens aforsayd it is ordeyned and stablysshed, by auctoritie of this present parliament, that al maner of enditementes, inquysycyons, proseses, recordes, iudgementes, ordynaunces, and statutes made and expressed, take, had, pursued, or declared agaynst the sayd Owen, be affirmed, auctorised, and stablysshed for law by auctoritie of this present parlyament, & by the same auctoritie shalbe effectual & sufficyent in ỹ lawe, for to bynde & conclude for euer, al that be heyres or of the bloud of the sayd Owen, notwithstandynge any defaute or mysprysyon had in this partie, or any errour in wrytynge or in leuyng out of the name or place, or the endorcement of the sayd cõmyssyon, or of negligence addyng or leuyng out more or lesse than behoueth, or any other defaut in the sayd enditementes, inquysicyons, recordes, or iudgementes notwithstandyng, so that this present ordinaunce be not prciudicial to any of the heyres or of the bloude of the sayd Owen, as to any landes in tayle.

Cap. iiii. Outlagaries

¶ Item bycause that before this tyme outlagaries haue ben pronoũced in dyuers of the kynges lyege people, aswell before the statute of addicyons made at Westmynster, the fyrst yere of kyng Henry the. v. as after, bycause of which outlagaries the bodyes of such people hauing such & lyke names, as they had which were outlawed in dede, haue ben take & imprysoned, and theyr goodes & catals for this cause sealed by the eschetours of ỹ kyng & of his noble progenitours. And although that by the cõmen law of the realme a writ of Idemptitate nomtnis hath ben mayntenable for the same person, whiche in the fourme aforsayde was molested and grieued, neuertheless yf any person of the said lieges, hauyng lyke name, as any other person of the same lyege people, whiche was outlawed in dede, had made his executours and dyed, often it happeneth, that by malyce and subtyl ymaginasyons the goodes and catals of the sayd testatour, whiche hadde the same name as he had whyche was outlawed in dede, were sealed and escheted to the handes of our soueraigne lorde the kynge and of his progenytours, in hynderaũce of execucyon of the testament of euery such testatour, for the doubte whiche hath ben, that any executours may by the cõmen law haue a wryt of Idemptitate nominis or not: Wherfore to take awaye and remoue al suche ambiguyties and doubtes in this case hereafter, of the assent & aduyse aforsayd, and at the specyal requeste of the sayde cõmens, it is ordeyned & stablysshed by auctoritie of this parlyament, that a wryt of Idemptitate nominis may be graũted and gyuen, good and mayntenable for the executours of euerye testatour, aswell of the same effecte as the same actyon of Idemptitate nominis was mayntenable before this parlyament for any person hym selfe, whyche was or myght haue benne molested or greued bycause or colour of anye suche outlagarie. And this ordynaunce haue relacyon and force by auctoritie aforsayd for the executours of euery testatour, aswel of euery outlagarie pronounced in any pson at any tyme before this parliamẽt, as of al

Idemptitate nominis.

Executour.

maner

maner of outlagaries to be pronounced in any person in tyme to come.

¶ Item for almoch as ỳ ryuer of Seuern is comen to all the kinges liege people, to cary and recary within the streame of the sayd ryuer, to Bristowe Gloucestre and Worcestre, & other places toynyng to the sayd ryuer, al maner of marchaundises and other goodes and catals, aswel in trowes and botes as in the flotes comenly called dragges, in euery partie toynynge to the sayde ryuer: within which ryuer diuers welshmen and other persons dwellyng in dyuers places toynyng to the sayd ryuer, haue nowe late assembled in great nombre, arrayed in maner of warre, and taken suche dragges, and them haue hewed in peeces, and with force & armes beten the people, which were in such dragges, to the intent that they shuld hyar of the sayd welshmē and other persons for great sūmes of money, botes and other vessels for cariage of suche marchaundyses and other goodes and catals, to an yuell example and great impouerishmēt of the sayd lyege people, yf remedye be not hastely prouyded: It is ordeyned by auctoritie of this parliamēt, ỳ the sayd lyege people of the kinge may haue & enioye theyr free passage in the sayde ryuer, with flotes and dragges, and all maner of marchaundyses and other goodes and catals at theyr wyll, without disturbaūce of any. And yf any be disturbed of his free passage in the sayd ryuer, the partie grieued shal haue his actyon accordyng to the course of the comen lawe. Cap. v. Seuerne. Dragges.

¶ Item it is ordeyned and assented, that by force of the statute made in the laste parlyament, of weyghtes, accordynge to the standarde of the escheker to be had in euerye cytie burgh and towne within the realme, the burgeses of the burgh of Dorcester shall not be disturbed of theyr ryght, to vse theyr weyeng by .xii. myle about the same burgh, vsynge always such weyghtes as in the sayde statute be expressed. And that no ryght nor tytle of weyeng growe to any by force of the same last statute in disturbaūce of the ryght of the sayde burgeyses of the sayde burghe of Dorcester. Cap. vi. weyghtes. Dorcester.

¶ Item for the great myschiefes and importable oppressyons dayly done to the kynges lyege people within the countie of Hereford, by encrochemētes and extorcyōs done by the sheryffes of the sayd countie for the tyme beyng, late begon & wrongfully continued, because that the sheryffes in their turnes and other places after theyr turnes holden and amended, in whiche other places they haue no power nor auctoryte by theyr office to take any inquyrie or enquest, do take dyuers enquyries enquestes of office & enditementes of laborers, artificers, and other dyuers thynges ordeyned by statute to be enquyred before the iustices and cōmyssioners of the peace, where as in no maner they perteyne to be inquyred by such sheryffes in theyr turnes, nor otherwyse, nor in other places before them: And which sheryffes by force of suche inquyries enquestes of office and inditementes vnduely and vnlawfully taken before them in their turnes and elswhere, and for the not commyng of the sayd lyege people to the sayd turnes, the sayd sheryffes do wrongfully take to theyr owne vse of dyuers of ỳ same lyege people tynes and amerciamentes of .x.li. & other great sūmes, in oppressyon, vndoyng, & destructyō of many poore people of the sayd lyeges, yf hasty remedy be not Cap. vii. Sheryffes turne.

prouyded in this partie. In consyderacyon of which myschiefe it is ordeyned by auctoryte of this parlyament, that no sheryffe nor vndersheryffe of the sayd counte from henceforth, by colour of his office, shal take any enquyrye enditement, or enquest of office in his turne, whiche ought not by the lawe to be taken in his turne, nor that he by colour of his sayde office take any inquyrye, enquest of office, or enditement in any other place, after the sayde turne holden and ended, nor that he take of anye of the kynges lyege people any fynes or amerciamētes, for any thynge or cause that parteyneth not to his turne or office, nor no suche heynous nor greuous amercyament of any of the sayd lyeges, against reason for not cōmyng to the sayde turne, or to an other place, or for other cause by colour of his sayde office, vppon peyne of x.li. by hym to be payd to our soueraigne lord the kyng his heyres and successours, as oftentymes as suche sheryffe or vndersheryffe therof or of anye artycle of the same be duely conuycte at the suyte of the kynge or of the partie greued, which shall sue as well for the kyng as for hym selfe. And that the playntyfe in suche case haue the halfe of the sayd summe, together with his double damages to his owne vse. And that the partie in this case greued haue power by the same auctoryte, to sue in this partie against such sheryffes and vndersheryffes as well for the kyng as for hym selfe as before is sayd. And that the Justyces of peace of ỹ same cōtie for the tyme beyng, haue power and auctoryte to enquyre, here, and determyne suche mysdyr-syons and offences, as wel at the kinges suyte as at the parties, whych shall sue for the kyng and for hym selfe. And this ordynaunce shal endure by .iii. yeres next comyng.

Kentie of Herefordе.

Cap. viii. Cheese.

Item where as it hath ben of olde tymes accustomed in all the counties of England, that al the cheles, which ought to be sold by the weye, shuld be weyed by the Auncel, and because that at the last parliamēt holden at Westmynster it was ordeyned, that the sayd Auncels, because of the great disceit of the same, shuld be destroyed, & other weyghtes touchyng shuld be in this partie ordeyned: And it is so that the poore people of the realme be greatly disceyued by the sayd weyghtes touchyng, because that they haue no knowlege how many pōdes the weye of cheese doth cōteyne by the sayd weyghtes touchynge: And therfore to the intent that the sayde poore people shall not be in this partie disceyued, as they haue ben after the sayde last parlyament, It is ordeyned by auctoryte of this parlyament, that the weyght of a weye of cheese may conteyne .xxxii. cloues, that is to say euery clouе .viii.li. by the sayde weyghtes touchyng.

weyght of a weye of chese

Cap. ix. weares Milles, &c.

Item where as it was ordeyned by a statute made in the tyme of kynge Edward the thyrde, the .xv. yere of his reygne, that all the weares, mylles, stankes, stakes, pyles, & hydels, which were set in the great ryuers of England, in the tyme of the lorde Edward somtyme kyng of England, sonne of kyng Henry, and after, wherby shyppes & botes be disturbed, that they can not passe as they were wont to passe, shulde be remoued and pulled downe. And afterward in the parliament of kyng Henry, father of our soueraygne lord the kyng ỹ now is, holden the fyrst yere of his reigne, it was ordeyned, that

that aswel the sayd statute made ỹ sayd .xv. yere, as an other statute made in the tyme of the sayd noble kynge Edward the thyrd, the .xlv. yere of his reigne, in al theyr articles shalbe fermely holde and obserued. Joynyng to the same, that commyssions shalbe made to sufficyent persons, to be Justices in euery countie of Englande, where it shalbe nedefull, to survey and kepe al the waters and great ryuers within the realme, and to correcte and amende the defautes, and to make due execucyon of the sayd statutes accordynge to theyr effecte, aswell by theyr surueyeng, auysement, and discrecyō as by inquysicyons within liberties and without, therof to be taken whan it shalbe nedeful, and al the premysses to here and determyn. And notwithstandyng all the sayd statutes, and many other statutes made for the conseruacyon of the said great ruers, there is so great nōbre of shelfes within the ryuer of Ley, which is in the cōties of Euer, Hertford and Middelsex, which renneth frō the bridge of the towne of Ware, to ỹ ryuer of Thamyse, which shelfes be made and commen by force and cours of the sayde water of Ley that shippes and botes may not passe by the sayde water of Ley, as they ought, bycause that no power nor auctoritie is gyuen by any statute hertofore made, how nor in what maner the same shelfes may be remoued; as by a peticyon deliuered in this parliament by the commens of the same it was fully declared, wherupon, by aduyse & assent of the lordes spirituall and temporall, and also at the requeste of the sayd comens, it is graunted & ordeyned, that the chaunceler of England for the tyme beyng, may assigne certeyn sufficient commyssioners, whiche shall haue power by auctoritie of this parliament, to remoue and cast all the sayd shelfes out of the sayd ryuer of Ley, vpon the bankes of the same ryuer, so that any may be found, that wyl take vpon hym to do the same, without excludyng of any mannes ryght. And in case that any credit or shift of any sommes of money be or myght be made, to put out and amoue the sayd shelfes, that than the commyssioners of the sayd ryuer for the tyme beynge, by them and by theyr deputies, may by auctoritie of the same parliament, take and gather of euery ship and bote freyted, passynge or commyng in the sayd ryuer. iiii. d. for the repayment of the sayde credites made or to be made, and for the conseruacyon of the sayd ryuer without suche shelfes, tyl the ende of thre yeres next folowyng.

Ryuer of Ley.

Chaunceler of England.

¶ Item where as in the parliament holden at Westmynster, the .xv. daye of Marche, the thyrd yere of the reigne of kynge Henry the .v. a statute was ordeyned in the fourme as foloweth, Item for asmoche as there be dyuers abbotes, pryours, where of some be of the kynges fundacyon, and some of the fundacyō of other lordes, dwellynge aswell within the cōtie of Yorke as in the countie of Lancaster, wherof some haue possessions within the wapentakes of Staynecliffe, wapentake, & Frendles wapentake in Craue in the sayd countie of Yorke, and some not, agaynst whome dyuers persōs dayly by abbettement and procurement of the baylyes approuours of the courtes of the sayde wapentakes, and of the stewardes that hold pleas in the said courtes. And of fermours of the profytes and reuenues of the said

Cap. r.

courtes, do layne and pꝛocure by them and other of theyꝛ couyn and aſſet, dyuers playntes and pleas of dette and treſpas, and other diuers plees in the courtes of the ſaid wapẽtakes. And where the ſame abbottes & pꝛiours come to the ſayd courtes to defend them of ſuche wꝛongfull pleyntes and plees, and pꝛayen and pꝛokte to the ſtewardes and baylyfes of the ſayde courtes to make theyꝛ atturneys in ſuch plees, the ſayde ſtewardes & baylyfes the ſame refuſe, and wyl not receyue ſuch atturneys of ſuch abbottes & pꝛiours, in any ple of det oꝛ treſpas, noꝛ in any other plee. And moꝛeouer the ſame ſtewardes and baylyfes of theyꝛ owne auctoꝛitie do amerce the ſayd abbottes and pꝛiours, at the fyꝛſt tyme foꝛ euery of the ſayd pleyntes x.s. oꝛ xx.s. oꝛ moꝛe at theyꝛ wyll, to the great domage and hynderauns of the ſayd abbottes and pꝛyours, and agaynſt reaſon and the comen lawe of the land. The kyng hath oꝛdeyned in remedye of the ſayd grieuaũces, that al ſuche abbotes and pꝛyours and theyꝛ ſucceſſours and euery of them, ſo bered in the ſayd courtes, may make theyꝛ atturneys oꝛ attutney general, that is to ſay, euery of them vnder the comen ſeale of his houſe, to layne and loſe in euery plee of det and treſpas, & other plee moued oꝛ to be moued in the ſayd courtes, and in all other courtes within the ſayd wapentakes. And that the ſtewardes and baylyfes of the ſayd courtes receyue the ſayd atturneys ſo made and named with out any contradiction. And if the ſame ſtewardes oꝛ baylyfes refuſe to receyue any ſuche atturneys, ſo made and named, oꝛ to be made and named, that thã the ſayd ſtewardes and baylyfes at euery tyme of ſuche refuſayl of ſuch atturneys, ſhal foꝛfayt and incurre the payne of .x.li. to the kynge. And that the ſayd abbottes and pꝛyours oꝛ theyꝛ ſucceſſours in the ſayde counties noꝛ in any of them, ſhalbe amerced foꝛ any nonſuyt oꝛ defaute in none other maner than ſeculat perſons. And that this oꝛdynauns ſtande in his foꝛce foꝛ al the yere next commyng, and tyl the parliament the ſame yere next enſuyng, after the determynacyon of which ſtatute, bycauſe that it was not oꝛdeyned to endure but foꝛ a certeyn tyme nowe determyned and paſt, the myſchiefes and greuances afoꝛſayd do remayn yet not remedyed. And dayly haboundeth and encreaceth moꝛe than euer they dyd, and moꝛeouer the ſayde ſtewardes and baylyfes wyll now receyue none other plee noꝛ anſwer of the ſayd abbottes and pꝛyours in the ſayde courtes, but onely to wage theyꝛ lawe, to the intent that they ought of neceſſytie to appere befoꝛe them in theyꝛ pꝛoper perſons, to theyꝛ great veracyon and greuaunces: wherfoꝛe the ſayde myſchyefes and greuauunces conſydered, foꝛ the comfoꝛte and relefe of the ſayd abbottes and pꝛyours, and of other religious perſons afoꝛſayd, by the aduyſe & aſſent of the ſayd loꝛdes ſpirituall & tempoꝛall, & alſo at the ſpecyall requeſte of the ſayd cõmẽs, it is oꝛdeyned, that ꝑ ſayd ſtatute, made the ſayd thyꝛd yere, be holden & obſerued as good and effectual, allong as it ſhal pleaſe the kyng.

Attorney.

Cap. xi.

¶ Item where as by a ſupplicacyon delyuerd in this pꝛeſent parliament by the comens of the ſame, it was declared by Margaret ducheſſe of Clarence, Johan ducheſſe of Yoꝛke ſuſters, and amonges other heyꝛes to Edmond late Erle of Kent, Rychard duke of Yoꝛke, Rychard erle of Saleſ-

burye,

burye, and Alyce his wyfe, Rauf erle of westmerland, Johñ lord of Typtoft and of Powes, and Joyous his wyfe, and Henry Gray colyns and other of the heyres of the sayd Edmond late erle, as in the same supplicacyō is supposed, ꝑ is to say the said duke, sonne to Anne doughter to Alianour, an other of the susters of the sayde Edmond, The sayd Alyce doughter to Alyanour an other suster of the sayde Edmond, The sayd Rauf sonne to Elisabeth an other suster of the sayd Edmōd, The sayd Joyouse doughter to the sayd Alyanour mother of Anne, And the sayd Henry Gray sonne to Johan doughter of the same Alyanour, that where as Alyanour, wyfe to James lorde of Audeley, pretēding callyng and affermyng her selfe doughter and heyre to the sayd Edmōd late erle of Kent, and begotten and borne in mariage pretēsed, had betwixt hym and Custaūce late wyfe to Thomas lorde Dilpenser, where by the sayd supplicacyō it is supposed, that the said Alyanour, wyfe to the said James is bastard, and neuer was any mariage made, had, nor solempnysed betwixt the sayd Edmond and Custaunce, but the said Edmond (by the ordynauns, wyl, and agrement of kyng Henry the fourth, graūdfather of our soueraigne lord the kynge ꝑ now is, after great notable and long ambassade had & sent to the duke of Millayn, for a mariage to be had betwixt the sayd Edmond and Luce, suster to the said duke of Millan) dyd take to wyfe and openly & solēpnely maryed to the sayd Luce at London. The sayd Custaunce than lyuyng and beyng there present, not claymyng the sayd Edmōd to her husbond, nor no dower after his deceas, which mariage betwixt the sayd Edmond and Luce so had and solempnysed, contynued without any interrupcyon of the sayd Custaunce, or of any other, dutyng the lyfe of the said Edmond, as dyuers lordes and other credible and notable persons of the said realme haue wel in theyr remembraūs, And howe after the deceas of the sayd Edmond, the sayde Luce was endowed of his landes, as his lawfull wyfe, contenuynge therof hyr estate peasybly all hyr lyfe. Neuertheles the sayd Alyanour, the wyfe of James, vpō great subtyltie, processe ymagyned, pryuey labour and other meanes and coloured wayes, to the intent that she ought to be certified mulyer by some ordynarie, in case that bastardye shuld be alleged in hyr plon hath brought (as it is sayd) in examinacyon before certeyn iudges in the spiritual court, not informed nor hauyng knowlege of the sayd subtyltie imagyned processe pryuey labour and colouted ways, certein suborned proues and persons of hyr assent and couyn, depolyng for hyr, that the sayde Alyanour the wyfe of James, was begotten within mariage had and solempnised betwixt the sayde Edmond and Custaunce, The sayde duchesses, the duke of Yorke, erle of Salesburye, Alyce, Erle of westmerland, Johan, the lord of Typtoft, Joyouse, and Henry, nor none of thē therof warned nor wetynge, tyll longe tyme after the sayd depolycyon so made, where of the sayde supplyauntes do doubte them to be grieued and impeched of theyr inheritaūs had by the sayde Edmond, by other subtyltie and labour in ꝑ tēporall lawe to be laboured and wrought by the sayd lord of Audeley and Alianour his wyfe. As if they wyll take any actyon agaynst any persons of theyr assent

Supplicatyō

and couyn

and couyn or other wyse, to cause suche persons of suche assēt and couyn to take an actyon agaynst them (as it is supposed that they entend to do) In whiche actyon by the couyn and assent aforsayd, bastardy ought to be alleged in the person of the sayd Alianour, wyfe of James, and therupon by ỹ assent & couyn an issue to be taken, and a wryt to be sent to some ordynarie (where it please them) not aduertysed of the sayd subtylty, assent, & couyn, to certyfie if the sayde Alyanour ỹ wyfe of James, be mulier or not, before whiche ordynarie the same Alyanour, wyfe of James, wyll allege & proue hyr selfe mulier by the sayd depositions of the sayde subourned proues. And than the partie had as aduersarye agaynst the sayd lorde of Audeley & Alyanour his wyfe, in the sayde actyon, taken or to be taken by assent and couyn aforsayd, wyl allege no profe nor mater, nor make any defens before the sayd ordinarie agaynst the same lorde of Audeley & Alyanour his wyfe but suffre the mater before the sayd ordynarie to procede accordyng to the mynde of the sayd lorde of Audeley and Alyanour his wyfe. So that it is very likely, that the same ordynarie wyl certifie the sayd Alyanour wyfe of James mulier, whiche certificat so had and made, ought by the lawe of England to dysherit ỹ sayd duchesses, duke of Yorke, Erle of Salesbury, Alyce, erle of westmerlond, Johan, lord of Typtost, Joyouse, and Henry & theyr issue for euer of the hole enheritaūce aforsayd, wherupon ỹ premysses tenderly consydered, and for to eschue such subtyl disherysons, aswel in the sayd case as in other case lyke in tyme to come, by the aduyse & assent of all the lordes spirituall & temporal, and also at the specyal requeste of the saide comens in this parliament assembled, it is ordeyned and stablisshed by auctoritie of this parliament, that if the sayd Alyanour, the wyfe of James be certified mulier in any court before this tyme, that no maner certificat, herto fore made for the sayd Alyanour wyfe of James, shal in any wyse put to preiudice in damage nor conclude any person or psons but hym or his heyres that was partie to the plee. And that fromhens forth all iuges of or in the courtes, where any plee is or shalbe depēding taken or moued in which plees so dependyng taken or moued bastardye is or shalbe alleged agayng any parson pertie to the same plee, & therupon an issue ioyned, which by the lawe ought to be certified by the ordynarie, that the iudges or one iudge of or in the courtes, where ỹ said plee is or shalbe depending taken or moued, before the tyme that any wryt of certificat passe out of the same court to the ordynarie, to certifie vpon the issue so ioyned or to be ioyned, shall make a remēbrauns vnder the seales or his seale, at the suyt of the demaūdaunt or tenaūt playntyfe or defendaūt in the plee, in which the bastardye is or shal be alleged, recytynge the issue that is ioyned in the same plee of bastardye, and certyfyeng to the chauncelor of the kynge of England for the tyme beyng, to the intent that therupon proclamacyon be made in the sayd chauncerye by thre monethes, ones in euery moneth, that al persons pretendynge any interesse to obiecte agaynst the partie, whiche pretendeth hym selfe to be mulier, that they sue to the ordynarie, to whome the wryt of Certificat is or shalbe directed, to make theyr allegacyons and obiectyons agaynst the

Certificeas.

Bastardye.

Ordynarie.

partie,

partie, whiche pretendeth hym to be muler, as the lawe of holy churche requyreth. And the sayd chauncelet hauynge notice of the sayd remembrauns and issue ioyned & requyred by the sayd demaundaūt or tenaunt playntyfe or defendaunt hauyng the sayd remembrauns, to make the sayd proclamacyon as afore is sayd, the same chauncelet for the tyme beyng shal do make proclamacyon in the fourme afore sayd, And the proclamacyō so made shal certifie in the court, where the sayd plee, in whiche the bastardy is alleged an other tyme shalbe dependynge. And that the iudges of or in the court, where the same plee is or shalbe dependyng taken or moued, before any proclamacyon so to be made in the chauncerie, make one tyme suche proclamacyon openly in the same court, And also an other tyme whan the proclamacyon shalbe certified by the chauncelet of England & made in the fourme above rehersed. And than the sayde Judge shall awarde the sayde writ of Certificat to the ordynarie, to certifie vpon the issue so ioyned or to be ioyned. And if any writ of Certificat be made or graunted before that all the proclamacyōs in the fourme aforsayd be made and certified, that than the sayd writ of Certificat and the certificat of the ordinarie therupon made or to be made, shal be voyd in lawe, and of none effecte, And if any writ before this tyme be directed to any ordinarie to certifie, if the said Alyanour wyfe of James be bastarde or not, and at this tyme not certified, if it be certified herafter by vertue of the sayd writ, that the same certificat of the sayde ordynarie so made be voyde and of none effecte.

Proclamacis

Here begynneth the statute made at Westmynster the x. yere of kyng Henry the. vi.

Our soueraigne lorde the kynge, at his parliament holden at westmynster, the. xii. daye of May, the. x. yere of his reigne, to the honour of god, and for the weale of hym and of his realme, and for the tranquyllite and ease of his people, by the aduyse and assent of the lordes spirituall and temporal, and at the specyall requeste of the comens in the same parliament assembled, hath done to be ordeyned & stablissyed dyuers statutes and ordynaunces in the fourme folowyng.

Cap. i.

Mayre and constables of the staple.

Fyrst where as it is graunted to the mayre and constables of the staple of Caleys by the charters of the kynges noble progenytours, and by hym cōfirmed, ỹ they shal haue power to take & recorde al recognisaunces of dettes before thē made by any person. And therfore great ambiguities were if the recognysaūces before the sayd mayre and constables made beyond the see, shuld be effectual & executorie in al poyntes within the realme of Englande, as the recognysaunces made before the mayre and constables of the staple of westmynster be. Our soueraigne lorde the kynge, willyng in this case to take away al suche ambiguities, by the aduyse and assent of the lordes spirituall and temporal, and at the specyal requeste of the said comens, hath ordeyned by auctoritie of the same parliamēt, that al the recognysaūces of dettes before the sayd mayre and constables of Caleys, made or to be made

made by any persons beyond the see, shalde as effectuall and executorie, & of suche force in al poyntes within the realme, and in the same fourme executorie, as the sayd recognysaunces made before the sayde mayre and constables of the staple of westmynster, or before any other mayres or constables of the staple within the sayd realme be.

Cap.ii. Knightes of Shires.

¶ Item where as at the parliament holden at westmynster the morowe of saynt Mathew the appostle, the .viii. yere of the kynge that nowe is, it was ordeyned by auctorite of the same parliament, that the knyghtes of all counties within the realme of England to be chosen to come to the parliamentes herafter to be holde, shuld be chosen in euery coũtie by people dwellyng and resyaunt in the same, wherof euery one shall haue freholde to the valoure of fourty shelynges by yere at the least aboue all charges, vpon a certeyn payne conteyned in the same statute, not makynge expresse mencyon in the same that euery man that shalbe chosen of any such knightes shal haue frehold to the valoure of fourty shelynges at the least aboue al charges within the same countie, where suche chosen with other lyke shal make suche electyon or elswhere, And for somoche our soueraigne lord the kynge willyng to make pleyn declaracyõ of the said statute, by the aduyse and assent aforsayd, & at the specyal requeste of the sayde comens, hath ordeyned, that the knyghtes of al the counties within the sayd realme to be chosen to come the parliamentes herafter to be holden, shalbe chosen in euery countie by people dwellyng and resyaũt in the same, wherof euery mã shal haue freholde to the valoure of fourty shelynges by yere at ỹ leest aboue al charges within the same countie, where any suche chosen wyl medle of any such electyon.

Cap.iii. Kyng of Denmarke.

¶ Item bycause ỹ our soueraigne lord the kyng, at the greuous cõplaynt to hym made in this pliament by the comens of his realme of England being i this pliamẽt is informed, that many of his faythful liege people be greatly impouerished vndone & in point to be destroied by ỹ kyng of Denmarke & his lieges, which be of ỹ amytie of ỹ kyng our soueraigne lord, by cause ỹ they do dayly take of his sayd faythful subiectes theyr goodes, so ỹ they haue taken of marchaũtes of Yorke & kyngstõ vpon Hul goodes and marchaũdises to ỹ valoure of .x. M.li. within a yere, and of other lieges & marchaũtes of the realme of Englãde goodes & catals to the valoure of xx.M.li. wherof they haue no remedy of the sayd kynge of Denmarke, nor of none other, for almoche as none of them commeth within the realme of Englande, nor nothynge haue in the same realme of Englande, and that ỹ goodes be taken out of the same realme, The kyng willynge to prouyde remedye for his said liege people, hath ordeyned and stablisshed, that if the goodes of any of the sayde his lieges be or shalbe taken by the sayd kynge Denmarke or any of his sayde lieges, the keper of the pryuey seale for the tyme beynge, shall haue power to make to the partie grieued lettrs of requeste vnder the pryuye seale, without any other pursuyte to be made to any, for restitucyon to be had of the goodes so taken and to be taken. And if restitucyon be not made by suche letters, the kyng our soueraigne lorde by the

Pryuey seale

by the aduyse of his counsel shal prouyde to the partie grieued his couenable remedy accordyng as the case requyreth.

¶ Item bycause that dyuers of the kynges liege people before this tyme haue ben outlawed and greatly vexed & diseased in dyuers suytes, aswell before the kynge in his benche as in the comen benche, in the recordes of whiche suytes the entrees haue ben made, that the playntyffes in the same suytes: obtulerunt se in propria persona sua, where the same playntyffes neuer appered to suche suytes, nor neuer had knowlege of the same, in great myschiefe of the sayd liege people, if remedie be not prouyded in this ptie. Our sayd soueraigne lorde the kyng, willyng in this case to prouyde remedye, hath ordeyned and stablisshed by auctorite of this present parliamẽt, that no maner Fyliſar, Exigenter, nor none other officer fromhens forthe shall make suche entree in any maner suyte, excepte that the playntyffe in the same suyte, before that suche entre be made, do appere in his proper person before some of the sayde Justices of the place, where the plee is or shall be dependyge. And there he shalbe sworne vppon a booke, that he is the same person, in whose name the sayd suyte is sued, or that some other credible person of the kynges counsell make suche othe for hym. And this ordynnauns shall endure tyl the nexte parliament.

Cap. iii. Outla.

Fyliar.

¶ Item where as by a statute made the .xxi. yere of kynge Rychard the secõd, for .ii. great workes very necessarie always to be susteined & supported about the towne of Caleys, and the marches there, that is to saye the beakons before the porte there, and the place called Paradyse, which is nyghe to the dytches of the same towne, it was ordeyned and stablysshed, that all maner of shyppes accustomed to come to the sayde porte out of Englande (the fyssheres botes onely except) shall bryng with them al theyr lastage of good stones, couenable for the stuffynge of the sayde beakons, therof makynge reasonable delyuerauns from tyme to tyme at theyr cõmynge there to the treasorer, which for the tyme shalbe, or to other mynysters therto by hym ordeyned, vpon payne of two pens for the weyght of euery tonne, and almoche as the sayd shippes shalbe of portage. And that al manet of shippes entryng to reste at the sayd place of Paradyse, shall pay at euery theyr entree there foure pens sterlynges. And therupon it shalbe lawful to them (if they wyll) to tary there by foure dayes with almany nyghtes than next folowynge, without payenge any more for theyr sayd entre. And in case that they abyde lengar than foure dayes and nyghtes aforsayd, than they shall paye for euery daye and nyght one peny, & for the onely daye an halfe peny and for the onely nyght an halfe peny. And moreouer that no manet of person presume to fasten any maner shyp or bote by cable, corde, or other wyse to the tymber nor to the stones of the sayde beakons nor paradise, nor to the newe key, otherwyse called the wharfe at the syde of the sayde port of Caleys, vpon payne of .xl. ß, to be leueyed of the ship, which so shalbe found fastned. And that the sayd treasorer, whiche for the tyme shalbe, shall haue ful power by hym and his deputies to leueye and receyue the money of the sayd paynes incurred and rysyng. And therof to make payment accordyng

Cap. v. Caleis. Beakons. Paradise.

as shall

as shal nede i his office by the viewe & controlment of the kynges cõtroller there, which statute amonges other thinges made in the same parliament, was reuoked and adnulled in the parliament holden at westmynster the fyrst yere of kynge Henry the.iiii. to the great domage and hynderauns of the sayd worckes, and to the greuous and inportable costes of the kynge, if remedie be not hastely prouyded. And for somoche our soueraigne lord the kynge, by the aduyse and assent of the sayd lordes spirituall and temporal, and also of the sayd comens beyng in this parliament, hath ordeyned and stablisshed, that the sayd statute, made the sayd. xxi. yere, be fromhensforth an estatute effectuall, holden and kept and put in due execucyon for euer, accordyng to the tenour of the same.

Cap. bi. Inditement appeale.

ITem where as in the parliament holden at westmynster the. viii. yere of the kyng that now is, it was ordeyned, that vpon euery enditemẽt or appele, by the which any of the kynges liege people, dwellyng i other straũge and dyuers counties than where suche enditement or appeale is or shalbe taken of treason, felony, or trespas, to be taken herafter before Justices of peace, or other Justice hauyng power to take suche enditementes or appeles, or other cõmyssioners or Justices in any countie fraunchyse or libertie of England, before any exigend awarded vppon any enditement or appele in the fourme aforsaid to be taken, that mayntenaunt after the fyrst writ of Capias vpon euery such enditemẽt or appeale awarded and returned, that an other writ of Capias shalbe awarded, direct to the sheryfe of the coũtie, wherof he that is so endited or appealed is or was supposed to be cõuersaũt by the same enditement or appeale, returnable before the same Justices cõmissioners, before whõ he is endited or appeled, at a certein day cõteining ỹ space of. iii. monethes of ỹ date of ỹ same writ, & the returne of ỹ same, as by the same statute playnly appereth, by which clause of ỹ same statute, ỹ is to say, returnable before ỹ same Justices or cõmissioners, before whom he is endited or appealed, some do thynge ỹ the writ of Capias ordeyned be the sayd statute, which shalbe directed to the sheryffe, wherof he that is so endited or appealed is or was supposed to be cõuersaunt by the same enditemẽt or appeale, shalbe returned before the same Justices or commyssioners, or other, before whome the enditement or appeale was taken, & not els where: And ymagenyng to defraude & to destroy the said statute, do sue to remoue suche enditemẽtes and appeales out of the handes of the Justices or commyssioners aforsayd in the kynges bẽche and els where, by Certiorari and otherwyse, vnknowen to the parties so endited, and therupon sue the proces vsed at the comẽ lawe before the makyng of the said statute, in the kynges benche and els where after the remouynge, to ỹ great impouerysshyng and veracyon of the kynges faythfull subiectes, wherfore the same our soueraigne lorde the kyng, by the aduyse and assẽt aforsayd, & at the specyall requeste of ỹ said comẽs, by auctoritie aforsayd, hath ordyned, ỹ the said statute be holden & kept & put in due execucyon in all poyntes. Joyned to the same, that if any such enditemẽtes, taken or to be taken before any iustices of peace, or before any other haupnge power to take suche enditementes or

appeles

appeles in the Iustices of conciliers in any countie, fraunchyle, or lyberte of the kyng, shalbe remued before the kyng in his benche or elsewhere by Certiorari or other writte, that than after suche remouyng before any exigend awarded vpon any such enditement or appeale in ꝑ fourme aforesayd taken or to be taken, that mayntenaunce the first writt of Capias vpon euery such enditement or appeale awarded & retunned, that an other writt of Capias be awarded, directed to the sheryffe of the coũtie, wherof he that is so endited or appeled is or was supposed to be conuersaũt by the same enditement or appeale, returnable before the kynge in his benche at a certeyne day, conteynyng the space of .iii. monethes or .viii. of the date of the sayd last writt of Capias, according vnto the maner and fourme that the Iustyces of peace or other in the sayde first statute conteyned ought to haue done before such remouyng after the makyng of the sayd first statute. And yf any suche exigend be hereafter awarded vppon any suche enditement or appeale, after suche remouyng agayust the fourme aforsayd, or any outlagarie therupon pronounced, as wel the same exigend so awarded, as the outlagarie therupõ to be pronounced, and euery of them shalbe holden for none and voyde, according as in the sayde first statute is more fully conteyned.

.i. qui D

Cap. viii. Staple of Calays.

¶ Item where as by a statute it was ordeyned, that all the wolles, wolfelles hydes, lead, and tynne, and diuers other marchaundyses passyng out of the realme of England, the landes of Irland, wales, & Bretayne vpon Twede, ought to repayre to the staple of Calets, and to none other place beyond the sea, to be sold vnder the gouernaũce of the mayre and cõstables of the sayde staple, vpon certeyne peynes conteyned in the sayde statute, whiche peynes be so easy and not doubted, that many take in custome to cary and do dayly to be caried out of the realme and landes aforesayde by diuers meanes and wayes a great substaunce of wolles, wolfelles, hydes, lead, and tynne, and other marchaũdyses, which ought to repayre to the sayd staple, in to Scotlande, & into Flaunders, Holand, Zeeland, & Brabant, without custome or other charge therof payeng, as is payed for wolles repayrynge to Caleys: And also by the sayd wolles & marchaundyses so caried to the sayd parties, there cõmeth no money into this realme of Englande, nor the same realme is in no wyse encreased, nor ꝑ mynt at Caleys susteyned: And moreouer the same wolles and marchaũdises be sold in the sayd parties at so lytle a pryce or valour, & the marchaũtes aliens be so greatly enriched of the same, that they come not to Caleys for to bye wolles and wolfelles, as they were accustomed to do, to the great losse & domage of our soueraygne lorde the kyng, and the vniuersall domage of his realme; and great hynderaũce of the vtteraunce of the cõmodities of the sayd realme, repayrynge & beyng at the sayd towne of Caleys, as the sayde our soueraygne lorde the kynge hath conceyued at the greuous complaynt to hym made by the marchauntes & comens of the realme in this present parlyament assembled: Our soueraygne lorde the kyng, consyderyng the grieuous losses and domages aforsayd, hath ordeyned, that the valour of all such goodes so found, caried or to be caried to the sayd parties, except those wolles & wolfelles, which by our soueraygne

lozd the kyng be ozs shalbe ipcerned, yf there be any lozd, wherby the same
out souerayngne lozde the kyng shall haue the one halfe, and the p[illegible] an
espeth and ppouet the same by the assent of the treasorer and
tons of the exchequer, shall haue the other halfe, and that the
power by auctozytie of the same parlyament to make sale of the
place, where it shalbe nedefull.

Our souereigne lozd kyng at his parliament holden at Westmynster, the xxiii. daye of July, the xxxv. yere of his reygne, to the reuerence of god, & for the welth of the people of his realme, by the aduyse & assent of the lozdes spirituall and temporall, & at the spetyal requeste of the comens of his realme in his sayd parlyament assembled, by auctozytie of the same parlyament, hath ozdeyned and stablyshed certeyn statutes, declaracons, and ozdynaunces in the fourme folowynge.

Cap. i.

Fyrst for asmoche as our sayde souereygne lozde the kynge, at the grieuous complaynte to hym made by his sayde comens in the same parlyament, hath conceyued, that dyuers persons of great powerte, without conscience and of euel gouernaunce, nowe and late dwellyng in a place suspecte

Stewes.

called the Stewes in the bozough of Southwerke, in the countie of Surrey, as wel by receypt of comen women, theues, manquellers, & mysdoers, as by murderers and pzyuy robbers, as wel by them selfe as by many other there herberged without pytie, loyaltie, and good conseyence there dothe, haue sodeinly come to great riches, by the which they haue purchased great lyuynges of landes and tenementes, to great yerely valoures, and bycause of theyr sufficiaunty of freehold so purchased, they haue ben returned by the ryffe of the sayd countie and other bayliffes in enquestes, aswell for felony and trespas betwene the kyng and the party, and party and party, as in assyses and other pleys of lande before the kynges Justices in his courtes, & before the stewardes and marshal of his house, wherby dyuers vnlyeritaunces and wzongfull condempnacyons of many ryghtfull lyeges of oure souereigne lozde the kyng haue ben had, and many mysdoers & notozious theues haue ben saued, great murders and robberies coueled and not punished, And howe the same persons suspecte inhabyt them in comen hotteppes and tauernes in the hygh way of the same bozough, there receyuing theues, comen women, and other mysdoers, in lyke maner as they dyd in the sayd suspecte place of the stewes: Our souereygne lozde the kyng, consyderyng the premysses, and that suche people without conseyence be defamed, and maye not of reason be entendyng to bear witnes of trouthe there where trouthe shuld be enquyred, hath ozdeyned and stablished, that yf any such person be returned by anye sherysse, bayliffe, oz other mynyster of oure sayde souereigne lozde the kyng in the sayd coutie of Surrey, oz by any officer before the stewarde and marshall of our souereigne lozde the kynges house, aswel

for the

for the kyng as for the partie, at all tymes frõhens forth he may be challenged, and the chalenge in that partie allowed for the cause before sayde. And also for to auoyd murders, roberies, & auowtries that myght by lykyhood happen, it is ordeyned, that no such person, whiche also hath dwelled at the sayd stewes, be suffred to hold any comẽ hosterie nor tauerne in other place within the sayde borough of Southwerke, but onely at the sayde stewes. And that the Justyces of peace in the same countie shall haue power to enquere of al them that hold hosteries and tauernes, and them to punyshe by fyne and raunsome, and by imprisonement of theyr bodyes, after the discrecyon of the sayde Justices.

Chalenge.

Hostrie.

Tauerne.

Southwerke

Cap. ii.

Item where as dyuers persons oftentymes do sue assyses of Nouel disseylyn before Justices assigned agaynst dyuers persons, and by crafte and collusyon, for to haue theyr writtes of theyr sayd assyses dyrecte to the coroners of the counties, where the tenementes be, for to make execucyon of the sayde wryttes, do name in theyr sayde assyses the sheryffe of the same coũtie one of the disseysours, where he is not nor neuer was disseysour nor tenaũt of the tenementes in demaũde, whereby often tymes the sayd assises be awarded by the defaut of the tenaũtes which haue no knowlege of those assyses, in somoche that they founde not any assyse agaynst theym of the sheryffe in the syle, nor haue no suspectyon of any suche assyse taken agaynst ỹ sheryffe and them: Our soueraigne lord the kyng, willyng in this case to pryuyd remedye, of the assent and auctoritie aforsayd, hath ordeyned, that in all suche assyses purchased at this tyme hãgyng or herafter to be purchased betwene any persons what so euer they be, before any suche Justices, in whiche assyses any suche sheryffe be named disseisour, yf the tenauntes in the sayd assyses or any of them wyll auerre, that the sayde sheryffe is not nor neuer was disseysour nor tenaunt of the tenementes in demaunde but was named disseysour by collusyon, the auerment shalbe receyued. And yf it be founde by the sayd assyse, that the sayd sheryffe be not nor neuer was disseisour nor tenaunt of the tenementes, but was named disseysour by collusyon, than the sayd Justices shal do to be abated the sayd wryt purchased or to be purchased in the fourme abouesayde. And that the playntyffes or playntyffe be in the greuous mercy of the kynge.

Assyse de no. disseysin.

Sheryffe.

Collusion.

Cap. iii.

Item where as by a statute made the fourth yere of the reigne of kynge Henry, graundfather of our soueraygne lorde the kyng that now is, amonges other thynges it was ordeyned, that the disseysyes haue theyr actyons agaynst the disseysours, duryng the lyues of the same disseisours, so ỹ suche disseisours therof take the profites at the tyme of the sute commenced, as in the same statute is conteyned more at large, the whiche statute after the opynion of many hath ben entended in wryttes of Assyse of Nouell disseysyn onely. And as great mischeefe is it to the parties demaundauntes in other wryttes sued and grounded vppon nouell disseysyn, as in assyse: Wherfore our soueraygne lorde the kynge, wyllyng all maner of opinions & doubtes in that partie to cease, hath ordeyned by the assent and auctoritie aforsayde, that in all maner of wryttes grounded vpon nouell disseysyn, the disseysyes

Disseysyes.

Nouell disseysyn.

shal haue they⁊ recoueries, yf they wyll, by suche wrttes against the disseysours o⁊ they⁊ feffees, aswel as they shall haue in assyse of Nouel disseysyn, so that the same disseisours o⁊ they⁊ feffees, agaynst whome the wryt shalbe brought, therof take the p⁊otytes at the tyme of the wrytte purchased, notwithstandynge any gyftes o⁊ feffementes made to other persons fo⁊ to delay the demaundauntes.

Cap. iiii. ¶ Item our soueraigne lo⁊de the kyng, by the grieuous complaynt of his comens, consyderynge the great myschiefes had within the realme and yet not remedyed, and also the great domage and dishenerytauns that cõmeth by the vsuall periurye of iurrours empaneled in enquestes, aswell in the courtes of our soueraygne lo⁊de the kynge as of other, the whiche periury haboũdeth and encreaceth dayly mo⁊e than it was wont, fo⁊ the great gyftes that suche iurours take of the parties in plees sued in the sayd courtes, In somoch that the greater partye of people ẏ haue to sue in the sayd courtes, leue their suytes fo⁊ the myschiefe afo⁊sayd, and namely fo⁊ cause of the delayes that be in the wryttes of attayntes, fo⁊ that that in tymes paste in wryttes of Attayntes, whan the graund iurye hadde appered in courte, and were redy to passe, one of ẏ tenaũtes o⁊ defendaũtes, o⁊ of the petyt iurours named in suche wryttes, somtyme haue pleded fals and fayne plees, whiche were not tryable by the graund iure of the attaynt, and by that cause delayed the takynge of suche graund iuries tyll suche plees were tryed: And after suche plees tried and founde fo⁊ the playntyffe an other of the iurrours tenauntes o⁊ defendauntes myght plede an other suche fals and fayne plee after the last contynuaũce in the same atteyntes, And so euery of the defendauntes iurours o⁊ tenauntes after other myght plede such false and feynt plee, and delaye the graund iurye, whan it was redy to passe, And thoughe that al suche faulse and feynt plees were founde agaynst them, whiche pleded, no peyne was gruen to them by the commen lawe: Fo⁊ cause of whiche delayes the graund iurye in atteyntes haue ben often grieuously vexed & trauayled, and the playntyffes in such attayntes put to so great costes, and therby impouerissched, ẏ they myght not sue fo⁊th they⁊ sayde suytes, where fo⁊e the iurours be the mo⁊e encouraged to be periured & make they⁊ faulse serementes in suche cases: Our sayd soueraygne lo⁊de the kynge, wyllynge vpon that to p⁊ouyde remedye at the requeste of the sayd comens, and by the assent of the lo⁊des abouesayd, hath o⁊deyned and stablysshed, that the partyes playntyffes in all such attayntes shall recouer they⁊ damages & costes agaynst all suche tenauntes, iurours, and defendauntes, whiche they haue sustayned in ẏ behalfe. And that this statute extende aswel to wryttes of attayntes now hangyng, as to wrttes of Atteyntes to be purchased herafter.

Iurrours.

Periurie.

Attayntes.

Feynt plee.

Cap. v. ¶ Item, becaus that dyuers people in tymes past haue let they⁊ lãdes and tenementes to dyuers persons, that is to say, some fo⁊ terme of lyfe o⁊ of an other mannes lyfe, and some fo⁊ terme of yeres, the sayde tenaũtes haue oftentymes let and graũted they⁊ estate, which they had in the same landes & tenemẽtes, to many persons, to the intent that they in the reuercion, that is to saye, they⁊ lessours, they⁊ heyres o⁊ they⁊ assygnes, ought not to haue any

Reuercion.

knowlege

knowlege of theyr names, and afterward the sayde fyrste tenauntes contynually occupey the sayd landes & tenementes, & therof take the profytes, to theyr proper vse, & in the sayd landes & tenementes do waste & destructyon to the dysheritauns of them in ỹ reuercyō: It is ordeyned and stablysshed, that they in the reuercyon in such case may haue & mayntayn a writ of wast agaynst the sayd tenauntes for terme of lyfe, of an other lyfe, or for yeres, & so recouer agaynst them the place wasted, and theyr treble damages for the wast so by them done, as they ought haue done for the wast done by theym before the sayd graunt and lease of theyr estate. Prouided always that this ordynaūce hold not place, but where the fyrst tenaūtes before the lease and graunt of theyr sayd estates in the maner and fourme aboue sayd, were punishable of wast, and also where after the sayd graunt & lease the sayd fyrst tenauntes of the sayd landes and tenementes take the profytes at the tyme of the wast done to theyr owne proper vse. And this ordynaunce do extende aswell to wast by such tenauntes done before this ordynaunce as after.

waste.

Cap. vi.

Enditement.

Processe.

Commission of the peace.

¶ Item our souerayngne lorde the kyng, consyderynge the great losses and domages, which oftentymes haue come & be lykely to come herafter, aswell to hym selfe as to many of his lieges, for that that where aswell dyuers enditementes & suytes for our souerayngne lorde the kyng, as other suytes betwene partye & partie haue ben taken before dyuers Justyces of the peace, assigned by dyuers cōmyssions of our sayde soueraigne lord the kyng in dyuers coūties of England, and dyuers plees and processes vpon those enditementes haue often bē made, & hangynge before the same Justices not determyned, the which plees & processes ben often dyscontynued by makyng of new commyssyons of the peace in those counties, to the great losse of our sayde souerayngne lorde the kynge and of his subiectes, in delay of the same plees and suytes, and of the delyueraunce of his sayd subiectes. And vpon that, our soueraigne lord the kyng willyng to prouide remedie, of the assent and auctoritie aboue sayd, hath ordeyned and stablysshed, that al such plees suytes and processes fromhensforth to be taken and to be made before Justices of the peace in any countie of England, the sayde plees and processes in suche suytes to be done, shal not be discontynued by suche newe commyssions of the peace to be made, but those plees & processes shal stande in their strength. And the Justyces in the same newe commyssyons so assygned, after that they shall haue the recordes of the same plees and processes before them, shall haue power and auctoritie to cōtinue the sayd plees and processes, and the same plees and processes, & all that depende vpon them, to here and fynally to determyne, as the other Justyces myght and ought to haue done, of and in the same, yf no new commyssyon had ben made.

Cap. vii.

Countie of Herford.

Shyrefles turne.

¶ Item where as in the parliamēt holden at westmynster the fryday nexte before the feast of saynt Hillary, the .ix. yere of our soueraigne lord the kyng that nowe is, for the great myschieues and intollerable oppressyons done to his lieges of the countie of Herford, by encrochynges and extorcyons done by the sheryffes of the sayd countie for the tyme beyng, late begon & wrongfully contynued, for that the sayd sheryffes in theyr tournes, & in other pla-

tes after theyr turnes holdē and ended, in the which other places they haue no auctoritie nor power by theyr office to take any enquyry or enquest, they haue taken dyuers enquyries, enquestes of office, and endytementes of laborers, craftysmen, and other dyuers thynges ordeyned by statute to be enquyred before Justices and commyssioners of the peace, and that in no maner belong nor perteyne to be inquyred by suche sheryffes in theyr turnes, nor in any other place before them, and the which sheryffes by force of such enquyries enquestes of office & enditementes not duely nor lawfully taken before the sayd sheryffes in theyr turnes and without, and for the not comming of the sayd liege people to the sayd turnes, the said sheryffes dyd take wrongfully to theyr proper vse of diuers of the sayd liege people fines and amercyamentes of .x.li. & other great sommes, in great oppressyō vndoyng and distruction of many poore people of the sayd lyeges, yt remedye shulde not be haskelye prouyded in that behalfe, by consyderacyon of whyche myschiefe it was ordeyned by the auctoritie of the sayd parliament, that no sheryffe nor vndersheryffe of the sayd countie, from the sayd frydaye than forward, by colour of his office, shuld take any enquyre, enquest of office, or enditement in his turne, that ought not by the law to be takē in his turne nor that he be colour of his office shulde take any enquyre, enqueste of office, or endytement, in anye other place after his turne holden and ended, nor that he shuld take of any of the sayd lyeges of our soueraigne lord the kyng any fynes or amercyamētes for any thyng or cause ẏ do not belong to his turne or office, nor any such heynous or grieuous amerciament of any of the sayd lyeges against reason for defaute of commyng to the sayd turne or to other place, or for other cause by colour of his office, vppon peyne of .xl. poundes by hym to be payed to our soueraygne lord the kyng, his heyres and successours, as oftē as such sheryffe or vndersheryffe therof or of any artycle ther of be duely conuicte at the suyte of our soueraygne lorde the kyng, or of the partie grieued that wyll sue aswell for the kynge as for hym selfe. And that the partie that wyl sue in suche case haue the halfe of the sayd summe togyther with his double damages to his proper vse. And that the party in this case grieued haue power by the auctoryte of the sayde parliament to sue in this behalfe agaynst such sheryffes and vndersheryffes, aswel for the kyng as for him selfe as before is said. And that the Justices of peace of the same countie for the tyme beyng, haue power and auctoritie to enquyre, here and determyne such mysprisions & offences, aswel at the suyt of our soueraygne lorde the kynge as of the partye that wyll sue for the kynge & for hym selfe. And that this ordynaunce endure for .iii. yeres than nexte ensuynge: Our soueraygne lorde the kynge, consyderynge the sayde ordynaunce to be profytable for hym and his people of the sayde countie, hathe ordeyned by auctoryte of this present parlyament, that the sayde ordynaunce shall stande in his force and effecte for .iii. yeres nexte ensuynge.

Ca. viii. Item where as in the parlyamēt holden at westminster, the fyrst yere of king Hēry, father of our soueraigne lord ẏ king ẏ now is, it was ordeyned, that al the statutes and ordynaūces made of measures of corne ought to be

fermely

fermely holden and kepte, after the effecte of the same, and that none of the purueyours of the kyng, nor of other, ought not afterward frō ẏ tyme forth to bye nor take any corne by other measure, but by .viii. busshels stryked for the quarter, and that none shuld be foūd otherwyse to delyuer for the quarter but .viii. busshels stryked for the quarter, as before is sayd, and also that payment shalbe made incontinently for the cariage of the same, and that yf any purueyour of our soueraigne lord the king, or of other plon, fromhens forth do bye or puruey any corne otherwyse or by other measure, thā by .viii busshels stryked for the quarter, as before is said, and of that be attaynted, he shall haue ones yeres imprisonement, & shal paye to the kyng .C. shelynges, & to the partie that feleth him grieued .C. shelynges, and that as often as any of theym shalbe therof attaynted, and that the partie that will sue, shall haue therof an actyon grounded vpon the case. And that the Justices of peace shal haue power to enquire and to hold plee of al the thinges afore sayde, & vpon that to make punyshment aswel at the suyte of the kynge as of the partie. And that frōhens forth nothyng shuld be taken for the measuryng of suche corne in any maner. And notwithstandyng the sayd ordynaūces and statutes, aswel the bakers and al other marchauntes & byars with in the fraunchyse and citie of London, as the kinges purueyours of corne, and al other marchauntes and comen byars of corne in many other cyties, townes, burghes, & coūties of England cōtynually from day to day do bye and take .ix. busshels for the quarter, that is to saye the bakers, byars, and marchauntes within the cytie and fraunchyses of London, by a vessell called the fat, whyche conteyneth .viii. busshels of corne, with an other bussheł of corne put to that for a quarter, & make the sellers of ẏ same corne against theyr wyll to paye one halfe peny for the measuryng of euerye quarter: and al the other purueyours byars and marchaūtes of corne .ix. busshels rated for the quarter, agaynst the fourme of the sayd ordynaūce & statutes, and in contempt of our soueraigne lord ẏ̄ king, for because the sayd ordynaūces & statutes be not proclaymed nor put in execucyon, nor the sayd peynes & forfaitures lymit by the sayd statutes leuyed after ẏ effect of the same statute: Our soueraigne lord the king, wyllyng the same statutes & ordinaūce to be duely holden & kept, by the assent & auctorite aboue sayd hath ordeyned, & aswell ẏ sayd statutes as the statutes of weyghtes & measures, made at the parlyament of our soueraigne lorde the kyng that nowe is, the .viii. yere of his reigne, be proclaymed aswel in the cytie of Londō as in all other cyties burghes and counties of England, & put in due execucyon after the forme & effecte of the same. Joynyng to the sayd statute, made the sayd .viii. yere, ẏ in euerye cytie, burghe, & towne of the realme there shalbe a comyn bussheł sealed, and accordynge to the standard of the escheker, in the same maner & fourme, and vpon the same peyne as in the same statute is specyfyed. And a comen balance to be in euery suche cytie, borough, and towne. And that the mayre of the citie of London, and all other mayres of al other cyties, & burghes of England, where there is a mayre, & al baylyffes of cyties and burghes, where there is no mayre, and all Justices of peace of euery countie of

Purueyours

Justices of peace.

London.

Bussheł.

Balance.

England for the tyme beyng, shal haue full power, to put all the statutes & ordinaūces aforsayd in due execucyon, & to here & determyn al the defautes mysprysions, offences, & trespases agaynst the fourme & effecte of the sayde statutes & ordynaūces, done or to be done, or cōmitted as well at the suyte of the kyng as of the partie, that in such case seleth hym selfe greued, & of any other of the kinges lyege people, which in this behalfe wyl sue for the king our souerayne lorde, & that aswel by examinacyon of the parties or any of them, after the distrecyon of the sayd mayres, baylyffes, & iustices of peace, as by yssues to be tried by inquisicyons duely to be taken & other plees and processes of the law of ỹ land. And that aswel ỹ partie grieued as any other lyege man of our souerayne lorde the kyng, ỹ wyl sue for the kyng, shal haue the suyte in that case at his wil. And that he ỹ is so attainted of any defaut, mysprysion, offence, or trespas done against the sayd statute, made the sayde fyrst yere, shall paye to hym, at whose suyte he is therof attaynted, an. C.s. & his reasonable costes of his said suyte, & to the king an other. C.s. And that aswel the mayre of London for the tyme beyng, after that he is chosen mayre and sworne within the sayd cytie at his fyrst cōmyng to the escheker before the treasorer of England and the barons of the kynges escheker, as euerye of the sayd other mayres & baylyffes in their othes to be made for their said offyces, shalbe charged & sworne to do kepe & execute all the statutes aboue sayd. And that al the mayres & baylyffes of cyties & burghes of the realme, accomptable in the sayd escheker, do yerely accompt in the sayd escheker of the profyttes & forfaitures that may or ought to perteyne to our souerayne lord the kyng by the fourme of the sayd estatutes. Sauyng always to lordes, cyties and burghes theyr liberties and fraunchyses, graunted to them by our sayd souerayne lorde the kyng, or any of his progenitours, not reuoked, repealed, nor adnulled. And sauynge always that the sayde statute made the sayde fyrst yere of kynge Henry the fyfte, and all other statutes of measures and weyghtes afore made stande in theyr force.

Accomptes.

Cap. ix.

Clothe.

Item where as in a statute made the .xvi. yere of king Rychard ỹ second after the conquest, it was ordeyned, that euerye man of the realme myghte make & set to sale & sel clothes, aswell karseys as other, of suche length and bread as him pleased, payng the aulnage, subsidie, & other deuoyrs, that is to saye of euery peece of cloth after the rate, not withstādyng any statute ordinaūce proclamacio restreynt or defence made to the contrary. And ỹ none sell nor put to sale any clothes before they be measured by ỹ kynges aulnegour, & enseled with ỹ seale therunto ordeyned, vpō peyne cōteyned in the statutes therof made, And after in ỹ statute made, in ỹ. vii. yere of king Henry the. iiii. graūdfather of our souerayne lorde ỹ kyng ỹ now is, it was also ordeyned, that the clothe of colour shuld conteyne in lengthe .xxviii. yardes mesured by the backe, & in bread fyr quarters and a halfe. And yf the clothmakers shuld make their clothes of lesse lengthe & bread, they shuld be forfayt to the king. And after by an other statute made the .xi. yere of the sayde kyng Henry the fourthe it was ordeyned, that proclamacyō shuld be made openly throughe the realme, that no person makyng such maner of clothes

Aulnagour.

or dosens

or doles within the realme, shuld be so hardy to tacke & fold to gyther such maner of clothes before that the aulnegour hath made his serche and surueyeng duely of the same clathes, that they hold theyr length and beade ordeyned by the sayd last statute, made the sayde seuenth yere, as in the same statute is more fully conteyned. Upon which statutes made in the tyme of the sayd kynge Henry the fourth dyuers opinions haue ben holden in the kinges escheker, as the same our soueraigne lorde the kyng hath cõceyued by the complaynt of the comens of his realme. Our soueraigne lorde the kyng, willyng to ceas such oppynyons, of the assent & auctoritie abouesayd, hath declared, that this worde (cloth) in the sayde statutes before reherled, shal haue relacyon, and shalbe vnderstande of hole clothe called brode clothes and brode dosens, and not of other clothes and peces of clothes called streytes now made or to be made. And moreouer hath ordeyned and stablisshed, that euery man may make, set to sale, & sel all maner of clothes called streytes concernyng in length. xiiii. yardes, and in the beade one yarde vnwatered or otherwyse. xii. yardes watered, without impechement of any officer of our soueraigne lorde the kynge, payenge to the kyng the aulnage, subsidie, customes, and other deuoyrs, that is to say, of euery cloth and of euery peace of cloth after the rate conteyned in the sayd statutes. And if the makers of the sayde clothes called streytes, make any clothes to sel of lesse lengthe and breadthan next aboue is declared, that than it shalbe lawfull to the aulnegour to cut of the lyst at the one ende of all such streyt clothes, not conteynynge the sayd lengthe, and the same to be sold for a remenaunt or a peace, and not for a clothe. And that no suche clothes be put to sale, tyl the aulnegeour hath mesured them, & made his serche, and put to them the kynges seale therto ordeyned, vpon payne of forfaiture of the same. And if any aulnegour enseale any such clothes called straites, not cõteynynge the lengthe and breadth of the strayttes abouesayd, and cut not of the lyst of all such clothes that do not holde the sayd lengthe and breade of the straites, yt than the sayde aulnegour shall paye to the kynge for euery peace of clothe so fouñde defectyfe. vi. s. viii. d. except alwayes that al clothes called straytes made or to be made tyl the daye of the natiuite of saynt Johan the baptiste next commynge, shall haue lycence to be sold and delyuered to the feaste of Chrystmas than next ensuynge of what so euer lengthe or breade they be.

Straites.

Cap. x.

Item where as dyuers persons within this realme of Englande in tymes past ottentymes haue ben taken and arrested by dyuers sherysses and other officers of our soueraigne lorde the kynge by writtes, as well goyng out of the chauncery of our soueraigne lorde the kynge as of his noble progenytours, for to haue execucyon of dyuers recognysaunces made before the mayres of the staple of dyuers cõmes, of which cõmes such persons, to whom the duytie belonged, had no conuenient remedy other than the sayd execucyons, whiche persons therby taken and arrested for execucyon of the same recognysaunces, be often tymes comen by diuers writtes de Corpus cum causa before the kynge in his chauncerie out of prisons, in the whiche they be so kept bycause of such execucyons, and there they do sue, shewyng

Recognisaunces.

forth dyuers indentures and other thynges in defeasans of such recognysaunces, delyuynge writtes of Scire facias to warne the partie or parties, at whose suyt they be take and arrested, to answer vpon the same. And therupon, by suerty found to the kynge in his chauncery, haue ben delyuered out of prison, notwithstandyng theyr sayd arrest for the execucyons of such recognysaunces, as aboue is sayde, ne suerty found to the recognisees, to whom they be so bound, to satisfie them of theyr duryes, in case that the maters comprysed within the sayd writtes of Scire facias be not found nor adiuged for the recognysours therby bound, wherby the sayd recognisees haue ben somtyme greatly delayed of theyr execucyon, and somtyme theyr execucyon vtterly lost, and in tyme to come lykely to be lost, bicause that no auantage nor auayle therof might come be or growe to the sayd recognysees, to whom such persons be so bound, by the sayde suerty so found to the kyng, bycause that the same psons so bound by the kynges pardon myght be acquyte and discharged for euer. Our soueraigne lorde the kyng, consyderyng that the sayd recognysers, to whō persons be bound, be ofte tymes without remedy, if it so be the sayde recognysours wolde not pursue forth theyr sayd writtes of Scire facias with effecte, or otherwyse, that ỹ maters of theyr sayd writtes of Scire facias be found or adiuged agaynst thē, and therupon they withdrawe them to places priuileged, or eloygne thē out of the realme, or els they wold not appere, so that theyr bodyes myght be take & put in execucyon, to the great hyndrauns & vndoyng of such recognisees in tyme to come, & also bycause that the kyng is inherited of ỹ price of such suerties to hymselfe by the course of his chaūcerie. The kyng wyl frōhens forth, that such suerties be made seuerally aswel to ỹ kyng as to the partie.

Suretie.

Cap. xi.

Affray.

Parliament

Councell.

Assaute.

¶ Item the kyng willyng to prouyde for the ease and tranquillitie of thē that come to his parliamentes and councels by his commaundemēt, hath ordeyned and stablished, that if any assaut or affray be made to any lord spirituall or temporall, knyght of the shyre, cytesyn or burgesse comen to the parliament or to the counsell of oure soueraigne lorde the kynge by his cōmaundement, and there beynge and attendynge to the parliamēt or counsell of our soueraigne lorde the kynge, that thā proclamacyon shalbe made in the most open place of the towne by the thre seuerall dayes, where the affray was so made, that ỹ party that made such affray or assaute, peld hym before the kyng in his benche wythin a quarter of a yere after ỹ proclamacyon made, if it be in the tyme of the terme, or otherwyse at the next day in the tyme of the terme folowynge the sayd quarter. And if he do not, that he be attaynted of the sayde dede, & paye to the partye grieued his double damages: to be tared by the discrecyon of Justices of the same benche for the tyme beyng, or by enqueste, if it be nedeful, and make fyne and raunsom at the kynges wyll. And if he come, & be founde gylty by enqueste, by examynacyon, or otherwyse of such affraye or assaute than he shall pay to the partie therby grieued his double damages found by the enqueste, or to be tared by the discrecyon of the sayde Justices, and make fyne and raunson at the wyll of our soueraigne lorde the kyng, as aboue is sayd.

¶ Item

¶ Item our sayd soueraigne lorde the kynge hathe conceyued by the com pleynt of his sayd comens, that the warchaundelers in dyuers parties of England sel candels ymages and fygures, and other worckes of wax made for offerynges, after the rate of a pound of wax for two shelynges & more, where one pound of wax is no more worth than vi. pens, or that they gyue in euery pound of wax so wrought. xviii. ℔. and more, wherby dyuers of ỹ people be defrauded of theyr good entent and deuocyon, supposynge suche cãdels, ymages, and fygures, and other worckes to be of reasonable valour accordynge as they pay for ỹ same, where they be lytle or nought of valour And for somoch our soueraigne lorde the kyng willyng for suche deseytes to prouyde remedy cõuenient, hath ordeyned and establisshed, that no pson sel nor put to sale any suche candals, ymages, figures, and other worckes of wax, at more hygher price, but onely after the rate of the price of. iiii. ℔ more in the weyght of a pound ouer that the comẽ price of a poũd of playn ware is betwene marchaunt and marchaunt at the tyme of suche sale or puttyng to sale, vpon payne to forfayt suche candels, ymages, fygures & other worckes of wax so put to sale, and of the value of them that shal be sold agaynst the fourme of this statute, and to make a fyne to the kyng, if they be therof duely atteynted, or that it is found by exampnacyõ or due serche by weightes or in other maner, that they haue sold or put to sale any suche candels, ymages, figures, or other worckes of wax agaynst ỹ fourme of this statute, And that the Justices of peace in euery coũtie where they be Justices, shal haue power to enquyre, here, and determyn all thynges done agaynst this statute. And that as well euery Justice of peace in the countie where he is Justice, as mayres and baylyffes within cyties and burghes, stewardes of lordes within the fraunchyses of theyr lordes, shall haue power and auctoritie to exampyn and serche as well by weyghtes of suche candels, ymages, fygures, and other worckes of wax as in other maner by theyr discrecyon all them that any thynge shall hereafter do agaynst this statute. And to punisshe them that by suche exampnacyon or serche shalbe found giltye in the fourme aboue sayde. Prouyded that this statute do not extende to heatces to made for the nobles that do dye.

Cap. xii. warchaundelers.

Justices of peace.

¶ Item our sayd soueraigne lorde the kyng, for the welth of hym and his royalme, by the aduyse and assent of the sayd lordes, and at the specyall request of his sayde commens, hath ordeyned, that the good ordynaunce and statute made the. viii. yere of his reigne, that is to saye, that the wolles and wolfelles and tynne, repayryng and cõmyng to the staple of Caleys, shalbe solde for redy money to be payd in hand. And that the bullon be brought in his mynt there, that is to saye, of euery sarpler of wolle solde for twelfe marke and aboue. vi. pound of bullyon. And of euery sarpler of wolle solde vnder twelfe markes. v. pound of bullyon. And that lawfull and due particyon be made accordynge to the ordynauns there at this tyme, to endure frome the feast of the Annunciation of our lady next to come, tyll the ende of thre yeres than next ensuyng. Sauyng always to our soueraigne lorde the kyng power & auctorite to modifie the same statute whan hym please, by the

Cap. xiii. wolles. wollefelles and tynne. Bullyon.

by the aduyse of his counsell, as shall seme best to hym for the profyte of hym and of his realme.

Cap.xiiii. ¶ Item where as the customes and subsidies graunted to our soueraigne lorde the kyng be alloigned and withdrawen, aswel for lacke of good serch in the portes and crikes within the royalme of Englād, as by other crafty ymagynacyons of dyuers persons, carying marchaūdyses of the staple of Caleys agaynst the fourme of the sayd statutes therof prouided and ordey ned. Our soueraigne lorde the kynge, by the aduyse and auctorite aboue-said, hath ordeyned and stablisshed, that none vpon peyne of felony bringe, carye, nor ship, nor cause to be brought, caried, nor shipped, any suche marchaundyses of the staple in any crykes within his realme of Englande, agaynst the ordynauns abouesayd. And this statute to endure tyl the ende of thre yeres next ensuyng and no lengar.

Marchandises of the staple.

Cap.xv. ¶ Item for asmoche as our soueraigne lorde the kyng by a protectyon to hym delyuered in the same parliament, by the comēs of the same, for ỹ marchauntes of the realme, hath perceiued, that for asmoch that the customers & controllers in the kynges portes do not write any warrantes in discharg of the sayd marchauntes of theyr marchaundyses by them shewed and duely customed, some aswel commyng in the realme, as passyng out of ỹ same, the same customers and cōtrolles do embesil the kinges customes, and the marchauntes be greatly hyndered, by cause ỹ the warantes might pleinly shewe and declare theyr due custome, whan they be often vnduly impeched in the kynges escheker. The same our soueraigne lorde the kyng consyderyng the sayd disceytes, by the aduyse, assent, & auctorite aboue sayd hathe ordeyned, that the said customers & controllers shal write and delyuer sufficient warrantes, sealed with ỹ seale of theyr office to that ordeyned, to the said marchauntes, and to euery of them, for al and euery of theyr marchaū dyses euery tyme by them to the customers and controllers duely shewed. And that the sayd marchaūtes nor none of them, shal any thyng pay for the sayd warrauntes, but onely theyr due custome. And in case ỹ any customer or controller, in any of the sayd portes do the cōtrarie, that than euery marchaūt so grieued may haue an actyon by vertue of this ordynauns, to pursue agaynst euery customer or controller that doth the contrarie in euery court of recorde. And than euery customer or controller so attaynted, shall forfayt to the kynge for euery defaut. x.li. And to the marchaunt therby grieued that wyll sue, a hundred shelynges.

Marchaūtes

Customers & controllers.

warraunte.

Ca.xvi. ¶ Item for asmoche as our moste redoubted soueraigne lord the kyng is greatly disceyued of his customes and subsidies, of that the customers of the sayd portes within the realme do seale blāke scrowes in parchemyn, called blanke cokettes, with theyr seales deputed to theyr offices, and them so sealed do deliuer to the marchauntes, for to entre and writ in them theyr goodes and marchaūdyses goyng out of the realme to the parties beyond the see, the kyng not answered nor payed of his customes and subsidies of suche goodes and marchaundyses. It is ordeyned, by the aduyse & auctoritie abouesayd, that if any customer seale any such blanke scrowe with the

Customers.

Blanke cokettes.

seale

ſeale aſſigned to his office, or if any marchaũt entre or write, or cauſe to be entred or written in ſuche blanke ſcrowe or chartre ſo ſealed, his goodes or marchaundiſes, therby to defraude our ſoueraigne lorde the kynge of his cuſtomes and ſubſidies, than aſwell the ſame cuſtomer as the marchaunt ſhalbe iudged to forfayt all his goodes and catals, as they ſhuld forfait in caſe of felony. And that they and euery of them ſhal haue the impriſonemẽt of .iii. yeres. And this acte ſhall endure by .iii. yeres next enſuyng after the feaſt of ſaynt Hillary next comyng.

¶ Here begynnyth the ſtatute made at weſtmynſter, the xiiii. yere of the reigne of kyng Henry the .vi.

OUr ſoueraigne lorde kyng Henry the .vi. after the conqueſt, at his parliament holden at weſtmynſter, the .x. day of Octobre, the .xiiii. yere of his reigne, by the aduiſe and aſſent of the lordes ſpiritual and temporall, and at the ſpecial requeſt of the commens of the realme, beynge in the ſame parliamẽt hath done to be made dyuers ſtatutes and ordynaunces, to the honour of god, and for the welth of hym and of his realme, in the fourme folowyng.

¶ Fyrſt our ſayd ſoueraigne lord the kynge hath ordeyned by auctorytye of the ſayde parlyament, that the iuſtyces, before whom inquyſycyons, enqueſtes, and iurye from henſforth ſhalbe taken by the kynges writte called Niſi prius, accordynge to the fourme of the ſtatute therof made, haue power of al the caſes of felonye, and of treaſon, to gyue theyr iudgemẽtes, aſwell where a man is acquyte of felonye or of treaſon, as where he is ther of atteynted, at the day and place where the ſayd inquiſycyons, enqueſtes and iurye be ſo taken, and than from thenſforth to awarde execucyõ to be made by force of the ſame iudgementes. Cap. i. Iuſtices. Niſi prius.

¶ Item for aſmoche as the great nombre, quantitye, and ſubſtaũce of the wolles growynge in the realme of Englande by theſe .iii. yeres paſſed be ſhyppe and in great ieopardye & doute come to the towne of Caleys, there to be ſolde for redy money, wherof it behouethe the ſayde marchauntes ſellars to receyue vpon euery ſarpler a certen of bullyon, to be brought to the kynges mynte at Caleys, the whiche redye money and bullyon after that they be forged and coyned, and receyued by the ſayd marchauntes ſellars, ought duely and equally to be diſtributed and departed to euery one after his porcyon, to be ſent in to this realme, for the encreas & vniuerſall weale of the ſame, by vertue of certen ſtatutes made in the ſame parlyamẽt holde at weſtmynſter the .viii. yere of our ſayde ſoueraigne lorde the kynge, and renewed in the parlyament holden the .xi. yere of his reigne, whiche ſtatutes be ſtraytly obſerued and kepte, as by ſuche perſones, whiche by vndue meanes do ſhyp wolles in the crykes and other ſuſpicious places, and alſo in diuers portes of the realme, & them carye to other places than to Caleis and alſo by ſuche perſons, which in derogacyon of the vniuerſall weale of the realme, and in deſtructyon of the good ordynauns of particyon, and in abatemẽt Cap. ii. wolles wollfles. Bullyon.

Calais. abatement of the prce of wolles, do purchase lycences for their syngular auayle to shippe wolles to Caleys, ther to be sold before all other wolles there beyng, and be not bounde to kepe the prce, nor to receyue no bullion, nor to make perticyon nor distribucyō of their money, in maner as al marchauntes of England there repayrynge be straytly bound to do by the statutes aforesayd, by reason wherof the sayde marchauntes by the meanes and lycences aforesayd be in poynt to be destroyed, the sayd staple to be dissolued and destroyed, and cōsequenly the sayd towne of Caleys, whiche by the Staple. said staple hath hytherto ben greatly mainteined and inforced, is lyke to be vndone and lost, and the sayd realme in poynt to be greatly hyndered and hurte, as the same our soueraigne lorde the kyng hath cōceyued by the grieuous complaint to hym made in the same parliament by the cōmens of the same. Therfore the same our soueraigne lorde the kynge, willynge for the same in this case to prouyde a remedy, by the aduyse of the sayd lordes spirituall and temporall, and at the supplicacyon of the sayd comens, hath ordeyned in the same parliamēt, that no such lycence, which is so prciudicyall and contrarie to the commē and vnyuersall weale of his realme, and of his sayd marchauntes, and in destructyon of the sayd towne, and of the sayd ordynaunce of particyon, and of the prce of the wolles, shall in no wyse be graūted. And that euery man, which shippeth or do to be shipped any wolles or wolfelles, to carye them ouer the see in any wyse, shall repayre with the same to Caleys, and there discharge and sel the said wolles & wolfelles, after the tenour of the sayd statutes and after the good rule and ordynaūce of the sayde staple, in mayntenaunce and sustentacyon of the same, relefe & increase of the sayd towne of Caleys, and for the publike weale of this his realme of England. Sauynge alwaye to our soueraigne lorde the kynge power and auctorite to modyfie the same statute whan it shall please hym, by aduyse of his counsell, accordynge as to hym best shall seme for the prfyte of hym and of his realme of England. Sauyng also to the marchaūtes of Jeane, Uenyce, Tuskayn, Lumbardye, Florence, and Cateloyn, and also Berwyke. of the burgeses of Barwyke vpon Twede, the liberties to thē graunted by a statute hertofore, and to al other the kynges lieges people the benefyte of lycence to the graunted by the kyng by the aduyse of his counsel.

Cap. iii. ITem where as by a statute made in the tyme of kyng Rychard ỹ second it was ordeyned, that the Justices assigned and to be assigned to take assyses and delyuer iayles, shall hold their sessions in the prncypal and chiefe townes of syngular the coūties, that is of say, where as the shyre courtes of the counties hertofore were and herafter shalbe holden. Oure soueraigne Sessions. lorde the kyng, willyng the same statute to be obserued and kept in the coūtie of Cumberland, consyderyng that the cytie of Karlyle is the prncypall and chiefe cytie and towne of the sayde countie, and in the whiche the shyre courte of the same countie hath ben holden before this tyme, hath graūted and ordeyned by auctorytye of the same parliament, that the sessyon of the Justices to take assises and to delyuer iayles in the countie of Cumberlād, be holden in tyme of peace and of trewce in the sayd cytie of Karlyle, and in Cumberlād Karlyle.

none

nere other place within the same countie, as it hath ben vsed and accustomed in the dayes of old tyme.

Cap. xiii. Justices of peace.

¶ Item forasmoche as it was ordeyned by a statute, that the Justices of peace of all the counties of England for the tyme beyng, shuld syt and holde their sessyons foure tymes by yere, to enquyre and execute all charges committed to them in their cõmyssion, whiche they be sworne to do after the course of the sayd statute, vpon a great payne, as by the same statute more fully appereth. Our soueraigne lorde the kyng, consyderyng that at the hye courtes be set and holden in the countie of Myddelser contynually duryng all the foure tymes of the terme, by which tyme of terme the comens enhabytyng in and of the same countie, muste attend from tyme to tyme to enquyre of all the articles to the sayd courtes belongyng, as reason and lawe requyreth, That mayntenaunce after euery of the sayd termes ended, the sayd Justices of the sayde countie shuld syt and hold their sessions in the same countie, as they ought to do by force of the sayd statute, more to auoyde the sayd payne than for any other necessarie thyng there to be enquyred, at whiche sessions they be to come before them great parte of the inhabytaunces and comuners of the sayd countie of Middelser, to enquyre of all maner of thynges as to them is gyuen in charge. And so be they charged and bered through al the yere, aswel out of the tyme of terme as in the tyme of the terme, so that they haue no rest nor tyme to do their husbandrye & their labours to get their lyuynge in any wyse, to their fynall destruction, if they be not socoured in this behalfe. And the same our soueraigne lorde the kyng, willyng therfore in this case to prouyde for them a remedye, hath ordeyned by the aduyse & assent aforsayd, and at the requeste of the sayde comens of the realme, that the Justices of peace, which now be, and al other kõhens forth for the tyme beyenge in the sayde countye of Myddelser, shalbe clerely discharged of the sayd payne by auctoritie of the same parliament frombens forth, the court of the kynges bench beynge set in the countie of Middelser. Prouyded alwayes that the sayd iustices of peace of the sayde countye of Myddelser for the tyme beynge kepe, obserue, and execute the court of the sessions of the peace, iij. tymes in the yere at the leest, and more often if ne de, for any riot or forcible entree made within the same countie of Middelser, and that vpon the payne and forfayture of suche sommes as be for that ordeyned by any lawe made before this tyme, to the intent that the sayd comens and inhabitauntes of the sayd countie of Middelser be not constrayned nor compelled to appere before the Justices of peace of the same cõmte for the tyme beyng but at suche tyme, whiche shal seme by the discrecyons of the same Justices of peace necessarie and nedefull.

Myddelser.

Sessions.

Cap. b. Merche.

¶ Item it was shewed to our soueraigne lorde the kyng by the cõmens of the same parliamẽt, that aswel bycause of vndue serche made within y portes and crykes within the realme vpon dyuers persons, whiche by subtyle ymaginacions and meanes do ship wolles and wolfelles and diuers other marchaundyses, which ought to repayre to the staple of Caleys, and them carye and bryng to dyuers other partes beyonde the see, without payenge

wolles wolfelles, &c.

custome

customes, agaynst the tenoure of the statutes therof made and ordeyned, by the whiche meanes the customes & subsidies graūted to the kyng be greatly appayred and detayned. It was ordeyned by the kynge and all the lordes spirituall and temporall, and the comens in the same parliament holden at Westmynster the .xi. yere of our soueraigne lorde the kyng that now is, that none, vpon payne of felonye, shuld take nor ship any such marchaundyses of the staple in any crykes within the said realme, agaynst the ordynaūce aforsayde, neuertheles diuers persons hauyng no feare of the said statute, customably ship al wel in the portes as in ỹ crykes aforsayd by diuerse meanes, notable substaunce of wolles, wolfelles, and of other marchaundyses of the staple, and them carye into Flaundres, Holand, Zeeland, Brabant, and Normandye, without payeng any custome for the same. And moreouer diuers persons do ship customably wolles and wolfelles in diuers parties of the realme of England, which be rokketed and customed to go to Calets, and come not there, but the same wolles and wolfelles carye in to the other parties aforsayd, contrarie to the statute therof ordeyned, by the which vntrewe meanes the kyng is greatly endamaged and defrauded of his customes and subsidies, and the sayd staple within short tyme in poynct to be clerely destroyed, the towne of Caleys impouerished and destroyed, and the realme not encreased. Our soueraigne lorde the kyng, consyderynge the premisses, hath ordeyned by the statute aforsaid, that al the wolles and wolfelles, and al other marchaūdyses, which by statute ought to repayre to ỹ said staple, found in any crykes, shipped contrarie to the sayd statute and ordynaunces, shalbe forfayt to our soueraigne lorde the kynge. And moreouer ỹ euery person, which at any tyme ship or do to be shipped any maner of wolles, wolfelles, or any other marchaundyses to go to the staple aforsaid, and come not there, shall forfayt as moche goodes as the wolles, wolfelles, and other marchaundyses, by them so shipped and caried to other places thā to Caleys, do amounte, by extent after the veray value, except the marchaundyses, which be to be excepted to passe by the kynges leyce to other places. Reserued al ways to the kyng ỹ hole moyte of such forfaitures, which be to ketted and customed to go to Caleys, and come not there, as afore is sayde, And to them which finde and sease the marchaūdises, the other moyte, without any dymynucyon or impedyment. And if any person put any wolles, wolfelles, or any other marchaundyse of the staple to any suspicious place, adioynynge to the cooستes of the water, in what so euer place that it be, and no Indenture therof made bet wixt hym & the mayre, baylyfe or cōstable of the towne, in the which such wolles, wolfelles, and other marchaūdyses of the staple be so put, that than the same wolles, wolfelles, and marchaundyses be forfayt. And that the king haue the one moyte of al such forfaitures, and the lorde of the towne where such marchaundyses be so put, & he which them finde, and seyse, the other moite, to be equally betwixt them departed. And that euery man haue power by auctoritie aforsayde to make serche in euery place vpon suche goodes of the staple so caryed or shipped, or put to be shipped, as afore is sayde, without impediment or disturbaunce of any

person

Cap. iiii.
Statute of Staple.

Staple.

Calets.

Marchaūdises of the staple, shipped in crykes.

perſon.

¶ Item our ſayd ſouereigne lorde the kyng is enfourmed by the ſayde comens, how in the ſtatute made the .vi. yere of kyng Rychard the ſecond late kyng of England it was ordeyned and accorded, that euery foreyn & alyen, beyng of the amytie of our ſoueraygne lorde the kynge and of the realme, & comyng within the cytie of London and other cyties, burghes & townes within the ſayd realme of England, aſwel within fraunchyſes as without, with fyſh and any other vitayles, there abydyng and returnynge, ſhuld be from henceforth vnder the ſaufgard & ſpecyal protectyon of our ſouerayngne lorde the kyng, & that it ſhalbe lawfull to them & to euery of them, that they may cut fyſh and vitayles aforeſayd by peces, and to tayle & retayle them in parte and in hole or in groſſe, as they ſhal thynke beſt to ſel and make theyr profyte, without impechement or contradictyon of any, notwithſtandynge any ſtatutes, charters, ordynaūces, priuileges, or cuſtomes, made or had to the contrarie. And vpon that by a ſtatute made the fyfth yere of kyng Henry the fourth it was ordeyned and ſtablyſched, that the ſayd ſtatute and ordeynaūce, made the ſayd .vi. yere, ſhuld be fermely holden and kept, & duely executed after the fourme and effecte of the ſame, notwithſtandyng any letters patentes of late graunted to the fyſhemongers of the cytie of London, as in the ſayd ſtatute, whiche ſtatute was made the ſayd fyfth yere, fully appereth: by the ſupplicacyon of the comens aforeſayd hath made ordeyned & ſtabliſſhed, by auctoritie aforeſaid, that the ſayd ſtatutes ſhalbe fermely holden & kepte, any other ſtatutes, or ordynaunces made to the contrarye notwithſtandyng. Joyned to the ſame, that yf any man diſturbe any foreyn or alien to ſel their fyſh in groſſe or at retayle, in parte or in hole, cōtrarie to the ſayd ordinaunces, and of that be duely attaynted, at the ſuyt of the kyng or of the partie, that than he ſhal forfait, x.li. And he that wyl ſue for our ſouereigne lorde the kyng, or for hym ſelfe, ſhal haue the one halfe, and the kyng ꝑ other halfe. And ſuch ſuite ſhalbe take for any offence done in ꝑ cytie of Londō a- gaynſt the ſayd ordynaūce, for him which wyll ſue for our ſouereigne lorde the kyng, or for hym ſelfe, in what countie that pleaſeth him of the counties of Middeſex, Hertford, Eſſex, Kent, Surrey, or in the cytie of London.

Cap.b.

Fyſhe

Vitayles.

London.

¶ Item our ſouerayngne lord the kyng, conſyderyng by the grieuous com- playnt to him made by the ſayd comens, how that the alyens of the kynges amytie do frayte and charge the ſhippes and other veſſelles of the enemyes of our ſayd ſouereigne lorde the kynge of Spayne, whiche thing doth ſupporte and greatly enforce the money of the ſayd enemyes, and alſo it is the ſtronger meane that enforceth them of the Rochell, and dyuers other of the kynges aduerſaries. And yf it happen, that any ſhyppes or veſſelles of the ſayd enemyes, with any marchaundyſes ſo charged be taken by the kinges lyege people vpon the ſea, the ſayd alyens of the amytie aforeſayd, by colour of fals charters, doubles, letters, markes, counterfayted, and fals witneſſes of theyr nacyon, clayme and demaunde the goodes and marchaundyſes of the ſayd enemyes, ſo taken vpon the ſea, as theyr proper goodes, & the ſame goodes and marchaundyſes be reſtored, to the great hynderaunce of them.

Cap.bii.

Aliens.

Shyppes.

theym haue taken, and abasshment of the corage of the sayde lyege people: And forsomoch our soueraigne lorde the kyng willyng therfore to prouyde remedye, hath graūted and ordeyned by auctorite aforsayd, in somoch that it is not cōtrarie to the leage made betwyxt hym and some of his alyes, that yf it happen, that any marchaundyses of the alyens of the amytie aforsayd be taken by the sayd lyeges after the feast of saynt Mychell the archaungel next commyng, or any shyppes or vessels of the sayde enemyes of our soueraigne lorde the kyng, not beyng vnder the kinges saufconduyte or protectyon, that thā the sayd lieges may them retayne and enioy without any impechement or restitucō therof to be made, & this ordinās shal endure by .iii yeres nexte ensuyng, & longer yf it please our sayd soueraygne lord ỹ kyng.

Cap. viii.

Treuce.

Saufconductes.

Treason.

¶ Item where as it was declared and ordeyned by a statute made ỹ second yere of kyng Henry the .v. for almoche as before the sayd ordynaūce dyuers people, comprysed within the trewce, as wel made by the sayd late kynge as by his father, graundfather to the kyng that now is, and other also hauyng saufconduytes, as well of the sayd late kyng Henry the .v. father to our sayd soueraigne lord, as of his sayd graundfather, some haue ben slayne, robbed and spoyled, by the kinges liege people & subiectes, al wel vpon ỹ mayn sea, as within the portes & costes of the sea of the realme of England, Irland, & of wales, wherby the sayde trewce & saufconduytes haue ben broken & offended, to the great dishonour & slaūder of the kyng, & against his dignitie, and the sayd mansleers, robbers, spoylers, & offenders of the sayde trewce & the kinges saufconduytes, as afore is declared, haue ben by dyuers the kinges lyeges & subiectes within the costes of dyuers cōtries receyued, abetted, procured, counseyled, hyred, sustayned, and maintened: that such sleyng, robberie, brekyng of suche trewce and the kinges saufconduytes, and wylfull receyt, abettement, procurement, coūseyle, hyre, sustenaūce, and mayntenaunce of suche persons to be made in tyme to come, by any of the kinges lyeges and subiectes within the realme of England, of Irland, and of wales, or vpon the mayne sea, shalbe adiuged and determyned for hygh treason, done agaynste the crowne and the kynges dignytie: Our soueraygne lorde the kyng, consyderyng the peynes conteyned and specyfied in the sayd statute be so rigorous and greuous against his liege people and subiectes, and them so straytly do bynd, that the kynges aduersaries and enemyes be greatly encouraged and comforted to make warre against the sayde lyege people: and manye of the sayde lyege people and subiectes, al well vpon the mayn sea & costes of the sea, as in the marches of the realme of Englande, often tymes haue ben some robbed, & some spoyled, & some slayne, wherby many of the same lyeges, inhabiting in the marches and costes aforesayd, by greatly hyndered and impouerished, & in poynt to be vtterly destroyed, And the mariners and marchauntes of the kyng to palle vpon the sea with theyr shyppes and vessels with theyr marchaundises, or otherwyse to make warre for the saufgarde of the sea, be greatly discoraged & abashed, and the nauye of the realme in poynt to be destroyed, & the sayde marchauntes clerely discomforted, to do to be renewed any shyppes or vessels: hathe ordeyned, by

ned, by the aduyse assent and auctoritie aforsayd, that none of the sayde lyeges and subiectes of the kyng, by force of the sayde statute, for nothinge by him attempted done or to be done, againste the fourme and tenour of the sayd statute, within .vii. yeres next ensuyng after the said .x. day of Octobre be in any wyse punyshed, impeched, molested, or greued, by force of the sayd statute, nor shal incurre no peyne for the same, other wyse than he ought before the makyng of the sayd statute. But that he, his heires and executours of al thynges and peynes conteyned and specifyed in the sayd statute, as by force of the same statute, bycause of any offence done duryng the tyme afore sayde agaynst our sayde soueraygne lorde the kynge his heyres and successours, be clerely quit and discharged for euer.

¶ Here begynneth the statute made at westmynster the .xv. yere of kyng Henry the .vi.

AT the parliament holden at westminster, the .xxi. day of January, the .xv. yere of the reygne of king Henry the .vi. after the cõqueste, by the aduyse & assent of the lordes spirituall & temporal, & at the specyal instaũce & requeste of the comens of ỹ realme. Fyrste bycause ỹ the stewardes & marshals of ỹ kynges house & their deputies, before this tyme haue holde before the plees of Det, Detinue, & other pleas personall moued betwyxte people, whiche were not of the same house, makyng mencyon in theyr recordes, that the playntyffes & defendaũtes of the same plees were of the sayde house, & do not allow to the parties defendaũtes in ỹ same plees theyr challenges & exepcyõs by thẽ alleged, that they them selfes or the playntiffes in the same suytes be not of the same houses, agaynst the lawes & statutes before this tyme had & made, wherby diuers of the kinges lyege people in his court holden before the sayd stewardes & marshals, oftentymes agaynst the lawe be greuously vexed & troubled, to theyr great domage & hynderaunce: Our sayd souerayne lord ỹ kyng cõsyderyng the premisses, hath ordeyned by auctoryte of the same parlyament, that in euery suertye frõhensforth by the sayd defendaũtes to be taken, they shal not be estopped by such recorde, to saye that they them selfes or the playntyffes in the same recorde specyfyed were not at the tyme of the sayd plee or suyte therof cõmenced of the kinges house, as by the same recorde is supposed, but the defendauntes shall haue theyr auerment, to saye that they them selfes or the sayde playntyffes were not of the same house at the tyme of such plee or suyte cõmenced. The sayde recorde or other mater within the same conteyned notwithstandynge. Cap. i. Stewardes & Marshalles of the kinges house.

¶ Itẽ for asmoch as by the lawe it was ordeyned, that no man myght cary nor bryng corne out of ỹ realme of England without the kinges licence, for cause wherof fermours & other men, which vse manurement of their lande, may not sell theyr corne but of a bare pryce, to ỹ great domage of all the realme: Our sayd souerayne lorde the kyng, wyllyng in this case to prouyde remedye, hathe ordeyned by auctoryte aforesayde, that it shalbe lawfull to euery person to cary and bryng corne out of England, and the same to sel to Cap. ii. Corne.

what so euer person that he wyll, excepte alonly to the kynges enemyes, as often and allonge as a quarter of wheate or barley is so shypped: And that without suynge any lycence for the same. All other statutes before this tyme therof made to the contrarye notwithstandyng. Prouided always, that the kynge be contented of his customes and money. And this ordynaunce shall endure tyll the nexte parlyament.

Cap. iii. Saufconduytes.

Item where as our sayd soueraigne lorde the kyng of late hath graũted his letters of saufconduyt to certayne persons, to come & go in & out of the realmes & seignyouries of England, Fraũce, & Irland, with certeyn nõbre of shippes charged with theyr marchaũdises, And ẏ sayth & credence shuld alwel be gyuen to the copie called (Vidimus) sealed vnder the seales autentique & approued, as to the original of ẏ sayd letters: one Johñ the Gũtier, one of ẏ persons aforesayd, graũted & deliuered the vidimus of ẏ sayd saufconduyte to such & to as many as hym pleased, sealed vnder the seale of him that calleth hym selfe kyng of Fraũce, vnder the colour of which Vidimus, a great naupe of ẏ partie aduersarie was assembled, & dyd take many shyppes, & the kinges lyege people & vitayle to ẏ townes & fortresses of the parties aduersaries, to the great domage of the king & of the liege people afore sayd, as our sayd soueraigne lorde the kyng, at the greuous cõplaynt to hym made by the sayd comens in the sayd parlyamẽt, hath perceyued: The same our soueraigne lorde the king, cõsyderyng the great inconuenyences, whiche myght falle by such & other, which do yuel vse his letters of saufconduyt, & that vnder colour of such Vidimus, a hole naupe of aduersaries may be coloured, & dayly to vitayle stuffe, & to refresshe theyr partie, in great domage of his realmes, & specially of the realme of England: wyl & hath cõmaũded, by the auctorytie aforesayd, to the kepers of his great & priuy seale, that they shal not suffre suche clause vidimus, to be put in any saufconduyt frõ henseforth to be graunted, oneles it so be, ẏ some great or notable cause or mater moue the same our soueraigne lorde ẏ king to graunt the same in such wyse. And wyll also, that in all saufconduytes to be graunted fromhenseforthe to any person or persons, the names of them of the shyppes & of the maysters & the nõbre of the mariners, with the portage of the shyppes, shalbe expressed

Vidimus.

Cap. iiii. Sub pena.

Item for almoche as dyuers persons haue before this tyme ben greatly greued by wryttes of sub pena, purchased for maters determynable by the comen lawe of this lande, to the great domage of suche persons so vexed, in subuercyon and impediment of the comen lawe aforesayd: Our soueraigne lorde the kyng wyl, that ẏ statutes therof made shalbe kept after the fourme and effect of the same. And that no wryt of sub Pena be graũted fromhenseforth, tyl suertie be founde to satisfie the partie so greued and vexed for his domages & expences, yf so be that the mater maye not be made good, which is conteyned in the byll.

Cap. v. Enquestes.

Item our soueraigne lorde the kyng, cõsyderyng ẏ the tryall of lyfe and of deth, lãdes, & tenemẽtes, goodes & catals of euery ploñ of his lyege people of this realme, touchyng maters in dede by the law of the same realme, remayn & stand & dayly is verayly to be had & made by the othes of enquestes

queſtes of.xii. men duly ſũmoned in his courtes, & alſo ẏ great periury, which horyble cõtinueth & daly encreaceth in ẏ comen turrours of the layd realme, & to the greteſt miſchiefe, which may fal to the layd realme, & that it is to be ſuppoſed, by reaſon that the more ſufficient that men be of landes & tenemẽtes, the more vnlykly they be to be drawen or moued to periurye by brocage power or corrupcyõ, & that in euery actyõ & wryt of Attaynt, at the leaſt there muſt be.xiii. defendantes, onelꝛs that deth of any cauſe the cõtrarie, of which.xiii. defendantes euery perſon by the lawe may haue a ſeuerall plee & anſwer, triable in what foeuer countie that hym pleaſeth of the layde realme, & euery of the ſame.xiii. plees & anſwers triable out of the coũte, in which the actyon & wryt of Attaynt is ſued, doth cauſe the delaye of the takyng of the graund iurye of attaynt, tyl the tyme that euery of the layd foreyns ſeuerall anſwers be tried. And though that all theſe.xiii. ſeuerall anſwers & plees, euery one after other, to cauſe more delayes, be pleded, tried, & foũd agaynſt theſe.xiii. defendantes, they them ſelfe haue no preiudice by the ſame, nor the playntyffes in the layd actions & wrytes of Attaynt none other auauntage, but the kynges court thã to proceede to the takyng of the layd graũd iurye, which by ſubtyltie, which dayly encreaceth, may cauſe the delay of the playntyffes in the layd actions & writtes of Attaynt by.x. yeres or more by comen eſtimaciõ: hath ordeyned by auctorite aforelayd, for parte of the remedye of the layd miſchiefe, that no ſheryffe baylyffe of fraunchyſe nor coroner in actyons or wryttes of Attaynt of plee of lande, of the yerelye valour of.xl.s. or more, nor actyon of Attaynt of dedes concernyng landes or tenemẽtes of lyke value or more, nor perſonal, wherof the iudgement of the recouery ſhal extende to the ſumme of.xl.li. or more ſhal returne nor impanell in any inquiſicyon nor enqueſte, no perſons, but ſuche as be inhabityng within his baylywike, which haue eſtate to theyr owne vſe, or they to whoſe vſe other perſons haue eſtate of fee ſimple, fee tayle, or freholde in landes and tenementes, of the yerely value of.xx.li. or more in his baylywike, out of auncyen demeane, the.b. portes, and the tenour of Gauelkynde, nor ſhall not returne in the kynges courte leaſſe yſſues in the ſayde actyons of atteynt than.xl.s. at the fyrſte wrytte of diſtreſſe, and an.C.s. at the ſeconde wrytte of dyſtreſſe, and the double of euery other wrytte of diſtreſſe agaynſt the perſons impanelled and returned to be ſworne in the ſame actions. And that no perſon of leſſe ſufficyencye of freholde, than of the yerelye value of xx.li. in the fourme aforeſayde, ſhall be ſworne in the kynges courte vpon any yſſue in the layd actyons of Attaynt, yf he be for the ſame by the playntiffes in due fourme chalenged. And that alſo as often as any ſheryffe baylyffe of fraunchyſe or coroner do contrarie to this ordinaũce, he ſhal paye, & by this ſtatute be boũde to pay to the kynge.x.li. & to the playntyffes in the layd actions & writtes of atteynt for theyr delay other.x.li. And yf any of the foreyn anſwers & plees be tried & foũd agaynſt any of the layd defendãtes, that than the ſame iudgementes agaynſt the ſame defendantes, and for the layd playntyffes, ſhalbe gyuen by the kinges iuſtices and conſideracyon of his courtes, as by the lawe ſhulde be gyuen agaynſt the ſame defendantes,

Periurie. Iurrours.

Attеynt.

Shyrreffe.

Coroner.

in case that the graund iury in the sayd actions and wrytes of attaynt vpō the poyntes and articles of the same writtes passed against the same defendantes, and with the sayde playntyffes. And that by the same iudgementes none other of the sayd defendauntes but they, against whom the aforesayd foreyn answers & pleas be found and tryed, shalbe hurt or indomaged. And that this statute touchyng the office of sherysse baylyffe of fraūchyse & coro ner, in returning of ỹ sayd persons of the sufficiency of freheld of the yerely value of .xx.li. and that no person of lesse sufficiency of freheld be sworne in the sayd actyons and writtes of Attaynt, shall not extend to cyties and burghes, within the sayde realme to the inhabytauntes in the same. Prouyded always that yf any of the sayde counties there be not persons inhabytynge vnder the estate of a baron, of possession of landes & tenemētes of the yerely value of .xx.li. in the same countie, in ỹ fourme aforesayd, to suffice the nōbre to be empanelled & returned in the sayde actyons & writtes of Attaynt, that than the sherysses & baylyffes of fraunchyses & coroners of the same coūtie, shal impanel and returne in the same actions & writtes persons there inhabytyng, of the mooste sufficient of possessyon of yerely value of landes & tenementes within the value of .xx.li. in the same countie, in the fourme afore sayde. And that to such persons the sayd chalenge extend not, that he is not of possession of landes and tenementes of the yerelye valour of .xx.li. in the same countie. And that as often as any of the same sherysses, baylyffes, or coroners do contrarye to this present artycle, he shall paye to the kyng .x.li. and to the playntyffes .x.li. in the fourme aforesayde.

Cap. vi. Guylde. Fraternitie. Company.

¶ Item where as the maysters wardens and people of the guyldes, fraternities, and other companies incorporate, dwellyng in dyuers parties of the realme, oftentymes by colour of rule & gouernaūce and other termes in generall wordes to them graūted and confermed by charters and letters patentes of the kinges progenitours, make them selfe many vnlawfull & vnreasonable ordinaūces as wel of many such thinges, wherof ỹ conysaūs, punishment and correctyon alonly perteyneth to the kyng, lordes of fraūchyses, & other persons, & wherby our soueraigne lord the kyng & other be dysherited of theyr profytes & fraūchyses, as of thynges, which oftentymes in cōfederacy is made for their synguler profyte, & cōmen domage to ỹ people: The same our soueraigne lord the king, by the aduyse & assent of the lordes spirituall and temporal, & at the prayer of the comens aforsayd, hath ordeyned by auctoritie of the same parliament, that the maysters wardens & people of euery such guylde, fraternitie, or company incorporate, betwyxte this & the feast of saynt Michel nexte cōmyng, shal bryng & do al their letters patētes & charters to be regystred of record before the Justices of peace in the counties, or before the chyefe gouernours of the sayde cyties, burghes, and townes, where suche guyldes, fraternities & companies be. And moreouer hath ordeyned & defended, by the auctoryte aforsayd, that frōhensforth no suche maysters, wardens, nor people make nor vse no ordinaūce, which shal be to the dischersion or diminucyon of the kinges fraūchyses, or of other, nor agaynst ỹ cōmen profyte of the people nor none other ordynaūce of charge,

yf it

yf it be not fyrſt diſcuſſed and approued for good & reaſonable, admytted by the iuſtices of peace, or the chiefe gouernours aforeſayd, & before the entred of recorde, and after by them reuoked & repeled, yf it be founde by them not lawfull or not reaſonable, & that vpon peyne to loſe & forfayt the force & the effect of al the articles compriſed in theyr ſayd writtes & charters, by which they myght do the ſame ordynaūces to be entred & moreouer to loſe & pay .x. li. to the kyng for euery ordynaūce that any of them doth make or vſe to the contrarie, as often as he ſhalbe of that by due proteſte & lawfull matter conuicte of recorde before any of the ſayd Iuſtices of peace, or chiefe gouernour of cyties, townes, and burghes. And this ordinaūnce ſhall endure as longe as it ſhall pleaſe our ſayde ſoueraygne lorde the kynge.

Item our ſayd ſoueraygne lorde the kynge, by aſſent of the lordes ſpiritual & temporal, & cōmons aforeſayd, hath ordeyned & ſtabliſſhed by auctoritie aforeſayd, that fromhenſforth al the abbottes, priours, & other religious perſons, & theyr ſucceſſours, & euery of the, which haue landes & tenementes or other poſſeſſyons within any of the wapentakes of Staynclyfe wapentake or Frendeles wapentake in Crauen in the cōtie of Yorke, may make theyr atturneys general in al the courtes within the ſayd wapentakes and euery of them, that is to ſay, euery of the abbottes, priours, & religious perſons ſeuerally vnder the comen ſeal of his houſe, to wynne & loſe in euerye maner of plee, for any or agaynſt any of them in the ſayde courtes, or any of them moued or to be moued. And that the ſayde abbottes & priours & religious perſons & theyr ſayd atturneys & euery of the may plede in the ſayd courtes & in euery of them, al maner of plees, which be pledable in law & in the lawe allowable, & that euery Steward & baylyfe of or in any of the ſayd courtes for the tyme beyng, ſhall aſwell receyue any atturney in the maner aforeſayd to be made, as the ſayd plees by the ſayd abbottes, priours, or religious perſons, & by their ſayd atturneys, & by euery of them, to be pleded, without amercyeng the ſayde abbotes, priours, or religious perſons or any of them in the maner aforeſayde, or other wyſe than ſecular perſons in lyke caſe without fraude ſhuld be amercyed. And that euerye of the ſtewardes & baylyffes aforeſayd, at euery tyme that he doth cōtrarie to this ordynaūce, ſhal forfayt & pay to the kyng .x. li. & that euery perſon which wyl ſue for the kyng in this caſe, ſhal haue a wryt of Det founded vpon this ſtatute, & ſhal haue the halfe for his labour, and the kynge the other halfe. And that in the ſame maner all other abbottes, priours, and other religious perſōs & theyr ſucceſſours, and any other ſeculer perſons within this realme, in euery hundred & wapentake within the ſame realme, may make theyr atturneys generall, to plede for them & euerye of them in the fourme aforeſayde, that is to ſay, the ſayd abbottes, pryours, & religious perſons vnder the comen ſeale, & the ſeculer perſons vnder theyr ſeales. And yf the ſtewardes, baylyffes, or any minyſtre of any ſuche hundred or wapentake do contrarye to the ſame, euery of them ſhall forfayt to the kynge .x. li. as afore is ſayde, and this ſtatute and ſtablyſſhment ſhall endure as longe as it ſhall pleaſe the kynge. Cap. biii. Attourneys.

Item our ſouerayngne lorde the kyng, to remoue & eſchewe the great vn- Cap. biiii.

laufulnes and domage, whiche dayly is to hym done in withholdyng the cu-
Staple. ſtomes and ſubſydies and impediment to the ſtaple of Caleys of the ſale of
wolles and wolfelles, by ſuche whiche do ſhyp theyr wolles and wolfelles
in dyuers pryuey partes and crykes and other ſuſpecte places within this
Caleys. realme, ſtelyng byyngyng & caryeng the ſame not cuſtomed to dyuers par-
ties beyonde the ſea, & not to Caleys, hath ordeyned by the auctoryte afore
ſayd, that frõhens forth no maner of perſon ſhall ſhyp nor do to be ſhypped
wolles wolfelles &c. wolles, wolfelles, nor other marchaũdyſes perteynynge to the ſtaple, in no
place within this realme, but alonly at the keyes and warfes beynge in the
parties aſſigned by the ſtatute, where the kinges weyghtes and his wolles
Mayſter of ſhyppes. be ſet. And that euery mayſter of ſhyppes & veſſels, in the which ſuche wol-
les & wolfelles and marchandyſes be put, ſhal fynde ſufficient ſuerty to the
cuſtomes of the portes, wher they do ſhip, to cary ỹ ſayd wolles & wolfelles
to the ſtaple of Caleys, & to bryng a certificacyon from thens, that he hathe
ſo done, ſauyng alwayes to the marchauntes of Jeane, Venyce, Tuſkayn
Berwyke. Lumbardye, Florence, and Catelony, and to the burgeſes of Berwyke the
lyberties to them graunted by ſtatute heretofore.

¶ Here begynneth the ſtatute made at weſtmynſter the xviii. yere of kyng Henry the. vi.

Ur ſouereigne lorde kyng Henry the. vi. after the conqueſt,
at his parlyament holden at Weſtmynſter the morow after
ſaynt Martyn in wynter, the. xii. day of Nouẽbre, the. xviii.
yere of his reigne, to the honour of god, and for the weale of
hym and of his realme, by the aduyſe and aſſent of the lor-
des ſpirituall and temporall, and the commens in the ſame
parlyament aſſembled, hath made, ordeyned and ſtablyſſhed, dyuers ſtatu-
tes and ordynaunces in the fourme folowynge.

Cap. i. ¶ Fyrſte where as by ſuyte made to the kynge by dyuers perſons it hathe
ben deſyred by theyr peticyons, to haue offyces, fermes, and other thynges
Letters patentes ante dated. of the gyfte and graunt of the kyng by his gracyous letters patentes ther
of to them be made, deſyryng by the ſame peticyons the ſame letters paten-
tes of the kynge to bere date at a certeyne daye lympted in the ſame, the
which day often tymes is before the kinges graũt to them there vpõ made,
haue borne the ſame date, by reaſon wherof dyuers of the kinges liege peo-
ple, hauyng ſuch offyces fermes and other thynges of the gyfte or graũt of
the kyng by his gracyous letters patentes therof to them long tyme before
duely made, by ſuch ſubtyle ymagynacyõ of ſuch antedates, deſyred by ſuch
peticyons of ſuche offices, fermes, and other thinges, oftentymes haue ben
put out amoued and expelled, againſt ryght good conſcience & reaſon: Our
ſayd ſoueraygne lorde the kyng, willyng to put out ſuche ymaginacyõs, by
the aduyſe and aſſent of the lordes ſpirituall and temporal afore ſayd, and at
the ſpecyall requeſte of the ſayd cõmens, hath ordeyned by auctorite of the
warrant. ſame parliament, that of euery warrant herafter ſent by the ſame our ſoue-
raigne lorde the kyng or his heyres to the chaũceler of England for ỹ tyme

beynge

beynge, the daye of the delyuerey of the same to ỹ chaunceler, shalbe entred of recozd in the chaunterie. And that the chaunceler do letters patentes to be made vpon the same warraunt, berynge date the day of the sayd delyuere in the chaunterie, and not befoze in no wyse. And if any letters patentes be fromhens forth made to the cõtrarie, they shalbe voyd and holden foz none.

Cap.ii.

¶ Item where as at the parliament of our soueraigne lozde the kyng holden at westmynster the .xv. yere of his reigne, among other artycles it was ozdeyned, that no sherysse, baylyfe of fraunchyse, noz cozoner, in actyon oz writtes of Attaynt of plee of lande of the yerely value of .xl.s. oz moze, noz in actyon of Attaynt of dedes concernynge landes and tenemẽtes of the yerely value of .xl.s. and moze, noz parsonell actyon, wherof the iugement of the recouerye extend to the sõme of .xl.li. oz moze, shuld returne noz impanel in no inquisicyon noz enquest any persons, but them that be inhabytynge within his baylywyk, which haue estate to theyr vse, oz they to whom other persons haue estate of fee symple fee tayle oz frehold, in landes and tenemẽtes of the yerely value of .xx.li. oz moze within his bayly wyke out of auncyen demeane. v. poztes, and the tenour of Gauelkynde, bycause of whiche ozdynauns, foz asmoche as within the countie of Kent there be but .xxx. oz xl. persons at the moste, which haue any landes oz tenementes out of the tenour of Gauelkynd, foz that that the greater parte of the said coũtie, oz welnyghe al, is of the tenour of Gauelkynd, which persons be contynually impanelled and returned in the sayd actions, to the great hynderauns and impouerysshment of the same persons, Our sayd soueraigne lozde the kynge, consideryng the premisses, hath graunted, ozdeyned, and stablisshed by auctozitie afozsaid, that those men, whih haue estate to theyr vse, and also they to whose vse other men haue estate of fee symple, fee tayle, oz frehold, in landes and tenemẽtes of the yerely value of .xx.li. of the tenour of Gauelkynd shalbe returned and impanelled in al suche attayntes as be aboue recyted, which attayntes be not now hangynge, but may hange in tyme to come, in the same maner and fourme as any other person may be returned and impanelled by force of the sayd statute made the sayd .xv. yere.

Attaynt.

Enquest.

Gauelkynde.

Cap.iii.

¶ Item where as in the statute made the .xii. yere of kyng Rychard the second, at the grieuous cõplaynt of his cõmens, shewyng how the staple was lympted to rest at Caleis, & that al maner of wolles, wolfelles, lether, lead, tynne, cheese, butter and hony, goyng out of the realme of England, ought to haue recourse to the sayd place of Caleys, and to no place els where, certeyn persons by theyr diuers suggestions haue befoze this tyme purchased lycences to carye out wolles and other marchaundises afozsayd to what pties beyond the see that pleaseth them of the kynges amytie, to the whiche theyr lycences do extend, without commynge to the sayde place of Caleys, to the great auauntage of the persons so haupnge lycences, and great domage of them whiche haue no lycence, wherfoze the sayd kynge by auctozitie of his parliamẽt, holden the yere afozsaid, ozdeyned and stablisshed, that the said statute shuld be holden and obserued, as to the great marchaundyses afozsaid, that is to say, wolles, wolfelles, tynne and lead, alonly without

Staple.

Caleis.

wolles wolfelles, &c.

lycence therof to be graunted but by the kyng hym selfe, because of whiche statute so made the chaunceler for tyme beyng oftentymes hath straunged hym to graūt licences for cheese & butter to be had to any other place, but alonly to the sayde place of Caleys, to the great domage of the people of this realme. Our sayde soueraigne lorde the kynge, consyderynge howe cheese and butter is a marchaundyse, which maye not be wel kept nor tarie his marchaunt, and wylbe greatly empayred by vermyn and wormes, and is also tendre and of so symple price, that it maye not well beare the costes of the staple, hathe ordeyned by auctorite aforsayde, that the kynges liege people may bryng and carye out of his realme, where it shall please them, of the kynges amytie, cheese and butter without any lycence to be pursued in any wise, payeng for the customes and subsidies therof due from tyme to tyme, any statute made to the contrarie notwithstandynge. Prouyded that the kynge may restrayne the same whan it shal please hym.

Chyse. Butter.

Cap. iiii. Marchaūtes alyens.

Item where as great domages and losses dayly come to the kynge and to his people, by the byeng and sellyng that the marchauntes alyēs & straūgers do make at theyr proper wyll and libertie, without any notice gouernauns and surueyeng of any of the kynges lawful litege people, as by such byeng and sellyng, which they vse to gether of al maner of marchaundyses euery of them with other, and also by couyns and compassynges, that they do to empayre and abate the price and value of all maner marchaūdyses of this noble realme, and do encreas and enhaunce the price of all theyr owne marchaundyses, wherby the same marchaūtes alyens be greatly enryched, and the kinges subiectes marchaūtes denisyns of ỹ same realme greuously empouerysshed, and great treasour by the same alīes brought out of this realme, the customes and subsidies by them due to the kyng for the causes aforsayd greatly mynysshed, and the naupe of the said realme greatly distroyed and hyndered. And where as by dyuers statutes before this tyme made it was ordeyned, that in euery cytie, towne, and porte of the see of England, where the marchauntes alyēs and straungers be or shalbe repayryng, sufficient hoostes shalbe assigned to the same marchauntes by the mayre, sheryffes, or baylyffes of the sayde cyties, townes, & portes of the see, and that the marchauntes alyēs and straungers shal not be dwellynge in any other place but with the sayde hoostes so assigned, which be not sufficient and cōuenient remedyes ynough agaynst the domages and inconueniēces aforsayd. Our sayd soueraigne lorde the kyng, willyng agaynst the same domages and inconueniences to prouyde a remedye in this behalfe, hath ordeyned by auctorite aforsayd, that fromhensforth no marchaūt alyen or straūger shal sel no maner marchaundyse to other marchaūt alyen or straunger, vpon payne of forfayture of the same marchaundyses. And that all marchauntes alyens and straungers fromhensforth commyng or abydynge to marchaundyse within any cytie, towne, burgh, or porte in England, shalbe vnder the surueyeng of certein people called hoostes or surueiours to them assigned by the mayres, sheryffes, or baylyffes of the same cyties, townes, burghes, or portes, by the maner ensuyng. And that euery suche marchaūt

Hoostes.

alyen

alyen commyng to any of the cyties, townes, burghes or partes within .iii. dayes after his sayd commyng, shall offre hym in person before the mayre, sherysse, or bayliffe, of the same cytie, burghe, towne or porte to whiche he commeth, to haue an hoost to hym assigned. And that the mayres, sherysses or bayliffes, of euery of the sayd townes, burghes, and portes, within .iii. dayes next after that they haue notice of the cõmyng or beyng of any suche marchaũtes, shal assigne to the same marchaũtes alyens sufficient hoostes which be good and credible persons, englysshmẽ borne, expert in the fete of marchaundyse, and not exercisyng such marchaundyses, whiche the marchauntes alyens beynge vnder theyr sureueyenge for the tyme do vse. And that the same hoostes shal surueye and be pryuey to al the marchaundyses, which the sayd marchauntes shal discharge at any port or place of this realme, or shal bryng or do to brought out of the same, and to al the sellynges byenges, and contractes of marchaundyses, which they do within the sayd partes & places. And that euery suche marchaunt, which bryngeth or doeth to be brought fromhensforth any marchaundyses, and thẽ discharg within any porte or place of the sayd realme, shal put thẽ to sale by the sureueyeng of the sayd hoostes, and make ful employment of al the same marchaundyses (except all maner of clothes of gold, of syluer, and of sylke) within .viii. monethes next after the commyng of the same marchaundises to any porte saufe, or place discharged of the sayde realme, deductynge theyr reasonable costes and expenses, that is to say, they shal sel the same marchaundyses for other marchaundyses of the sayd realme, or shall sel them for money, And with the same money they shall bye within the tyme aforsayde other marchaundyses growyng and made within the same realme, vpon payne to forfayt all the sayde money within the sayd terme not employed. And that it shalbe lawfull to the sayde marchauntes alyens and straungers, after the sayd .viii. monethes, to carye out of the sayd realme all the sayd marchaundyses within the same terme (as is sayd) and not solde, without any customes or subsidies therof to be payd. And if the sayd marchauntes alïes after the sayde .viii. monethes sell any of the sayde marchaundyses within this realme, that than they shalbe forfayt. And euery of the sayd hoostes shal do to be registred and written in a booke from tyme to tyme all the sayd marchaundyses, which the sayd marchauntes alyens shall haue and receyue, and all the byenges, sales, contractes, and employmentes that they do by theyr knowlege and sureueyeng, and the transcripte therof shal bryng or do to be brought before the treasorer and barons of the kynges eschecker .ii. tymes by the yere, that is to saye, at the begynnynge of the .ii. termes of Ester and saynt Michel. And the same hostes theyr executours heyres or laude tenauntes by colour of suche transcript or any other thyng concernyng the sayde occupacyon of hoost, shall not be bound to accompt within the sayde escheker, nor otherwyse charged. And the sayde hooste shall take for his labour in that case of euery such marchaunt straunger .ii. d. for euery .xx. s. in value of al maner marchaundyses so by the sayd marchauntes alyens sold and bought. And euery suche hooste in his fyrst admissyon to the sayd occu- Eschecker.

pacyon

payon, that were before the mayres, sheryffes, and baylyffes, by whom he shalbe alligned to suche occupacyon, well and lawfully to vse and exercise the same occupacyon. And if he be found vnlawfull or defectyfe to the contrarie, than he shalbe put out of the sayd occupacyon by the sayde mayres, sheriffes, and baylyffes, as often as to them shal seme nedeful, and other by them put in his place, and moreouer to punysh hym after his deseruyng by discrecyon of the same mayres, sheryffes, & baylyffes. And if any marchaũt alyen or straunger do not offre hym to take such hooste, or after ỹ an hooste be to hym alligned, as afore is sayd, refuse to be vnder the surueyenge and gouernaũs of suche hooste, in the maner aforsayde, he shalbe taken and arrested by the said mayres, sheryffes, or baylyffes, and put in prysone, there to remayne without beyng let to bayle or mayneprise, tyl he hath found sufficient suertie, to be vnder the gouernaũs of such hoste, to make hym prsuye to al the sales byeng and contractes of his marchaundyses, as afore said, & the same marchaũt alien in ỹ case shal make fyne and raunsõ at the kynges pleasure. And if any suche marchaunt alyen make any byenge, sale, or contracte of marchaundyse, without the sayde surueyeng of his hooste, or makyng the sayd hooste prsuye to al the sayd marchaundyses, sold, bought, or contracted, as afore is sayde, he shall forfayt the value of the same goodes bought or sold, or the summe or value of that wherof the contracte is made And if any such mayre, sheryffe, or baylyffe let any such marchaũt wylyngly to be without hooste in the fourme aforsayd, and go at large without arrestynge hym, and puttynge hym in prison, and punishynge in the fourme aforsayde, the same mayre, sheryffe, or baylyffe shall forfayte. xx. poundes to the kyng for euery marchaunt alyenso willyngly suffred to go at large not arrested, and for euery suche marchaũt alyen and straunger, to whom suche hooste in the fourme aforsayd is not alligned. And if any man, which is by suche mayre, sheryffe, or baylyffe alligned to be hoste to any such marchaũt alyen and straunger, refuse to be suche hooste, he shal pay euery tyme to the kyng, that he so refuseth to be hooste. x. li. And euery marchaunt alyen and straũger, which employ not the sayd money within the sayd. viii. monethes (as is sayd) or that he sel his sayd marchaũdyses in England after the same viii. monethes, and therof before any of the kinges iudges be duely cõuicte by his examynacyon or other wyse at the kynges suyte, or at the suyte of his liege people, which wyll sue for the kyng and for hym selfe in these two cases aforsayd, than the same marchaunt alyen and straunger shall incurre the payne of the forfayture aforsayde. And he that wyll sue, shall haue the fourth parte of the sayd forfaytours, and the kynge the. iii. other partes.

And that this acte and ordynauns shall begyn to hold place at the feest of Ester next cõmyng, and shal endure tyl the end of. viii. yeres next ensuyng. And that betwyxt this and the feast of Ester certeyn commyssions vnder ỹ kynges great seale, recherchyng all the same acte and ordynaũs, shalbe made and seuerally directed to the mayres, sheryffes, or baylyffes of euery cytie, towne, burghe, & porte of the sayd realme, where suche marchauntes aliens and straungers be or shalbe abydynge or repayrynge straytly chargynge the same

the same mayres sheryffes, and baylyffes, whiche be or whiche for the tyme shalbe, to publysh and put al the said acte and ordinauns in due execucyon. Prouyded always, that the marchaūtes of hygh Almayn, and al other marchauntes vnder the kynges obeysauns, be not comprised within this acte and ordynauns. So that always by this prouysyon and ordynauns no preiudice be gyuen or done to any alyaunce or treawce mad by the kyng or any of his noble progenytours before this tyme.

¶ Item where as hertofore at the tyme of euery quynsime and disme graūted to the kyng or to his progenytours, the collectours of the same dysmes, within such cyties and burghes of his realme as haue citesens or burgeses of them compynge to the parliament, haue often tymes ben deputed and assigned of people dwellyng within the same cyties and burghes, whiche and other people dwellyng in the same, haue ben often tymes now of late made collectours of the same quynsymes and dysmes, graūted to the kyng, aswel in the coūties, within which the same cyties and burghes be, as within the same cyties and burghes, to theyr great losse and domage, and lykely more to be hereafter if remedye be not prouyded. The same our souereigne lorde the kyng, agaynst suche losse and domage to prouyde a remedie in this behalfe, hathe ordeyned by the auctoritie aforsayde, that no man, dwellynge within any cytie or burghe within the sayd realme, of which cytie or burgh it hath ben vsed before this tyme and yet is, the names of certeyn men by the persons for the sayd cytie or burghe commyng to the parliament, to be delyuered in the kynges chaunceric to be collectours of dysmes in the same cytie or burghe, And wherupon the kyng hath sent his letters patētes to the same persons so named and delyuered in his chaunceric, to be collectours of the dysme or parcel of the same within the sayde cytie or burghe, and the which collectours haue occupied and be bounden to accompt of theyr receyt in this behalfe immedyatly in the kynges eschekier, shall in any wyse be deputed nor alligned to be collectour of any quynsyme or any parcell of the same, graunted or to be graunted to the kyng or his heyres within any coūtie of this realme, except that he may expend in the countie out of the sayde cytie or burghe, in landes or tenementes, to the value of an hundred shelyngs by yere ouer al charges and reprises. Cap. v. Collectours of fyfteenes.

¶ Item where as in the parliament holden at westmynster, the moreowe of saynt Mathewe the appostle, the .xiii. yere of the reigne of our souereigne lorde the kynge that nowe is, amonge other thynges it was ordeyned, that no landes nor tenementes seysed in to the kynges hādes vpon the enquestes taken before the eschetours nor commyssioners, shal not be graunted nor let in any wyse to ferme by the chaunceler or treasorer of England, or any other the kynges officer, tyl the same enquestes and verdictes be fully returned in the chauncerie, or in the eschecker, but al suche landes and tenementes shall holly and contynually remayn in the kynges handes tyll the sayd enquestes and verdictes be returned and by a moneth after the same returne, if it be not so that he or they, whiche sele them greued by the same enquestes, or put out of theyr landes or tenementes, come in the chaūcerie, and offre Cap. vi. Eschetours. Enquestes.

and offer them to trauers the sayd enquestes. And to take the same landes or tenementes to ferme, and if they so do, that than the same landes and tenementes shalbe commytted to them, if they shewe good euidences prouyng theyr trauers to be trewe after the fourme of the said statute made the .xxv. yere of Edwarde the thyrde, to holde tyl the issue taken vpon the same trauers be founde and discussed for the kyng or for the partie, fyndynge sufficient suerte to sue the sayde trauers with effect, and to yeld and pay to the kynge the yerely value of the landes or tenementes, wherof the trauers shalbe so taken, if it be discussed for the kynge. And if any letters patentes of any landes or tenementes be made to any other person to the contrarie, or let to ferme within the sayd monethe of the returne, they shalbe voyd & holden for none, the whiche good statute and ordynaunce dyuers persons ymagynynge to subuerte, and by theyr subtyltie to serue as nought, shall pursue to haue such gyftes and graūtes and fermes by the kynges letters patentes, before any inquysycyon or tytle found for the kynge of the same, pretendyng such gyftes and grauntes not comprysed nor remedied by the sayd statute, notwithstandyng that he is in lyke mischiefe of ỹ sayd statute. Our sayd soueraigne lorde the kyng, consyderynge the premisses, and willyng to prouyde a remedye in this behalfe, hath ordeyned by the auctoritie aforsayd, that no letters patentes shalbe made to any person or persons, of any landes or tenemētes, before inquisicyon of the kynges title in the same be found in the chaunceric or in his escheker returned, if the kynges title in the same be not found of record, nor within the monethe after the same returne, if it be not to hym or them which profre theyr trauerses as afore is sayd. And if any letters patentes be made to the cōtrarie, they shalbe voyd and holden for none.

Trauers.

Lettres patentes.

Cap. viii. Escheatour.

Item it is ordeined by the auctoritie aforsayd, that in case that any escheatour take any office before hym, and returne not the same office in the chaūcerie, or in the kynges escheker in the moneth after the takyng of the same, he shall incurre ỹ payne of .xl.li. which he hath forfayt by the statute made the .viii. yere of our sayd soueraigne lorde the kynge, and also he shalbe holden to pay the same our soueraigne lorde the kyng almoch as he is indomaged bycause of not returnyng of such office. And that the chaūceler of England cal to hym the treasorer of Englād in letting such fermes, to make due execucyon of the sayd statute made the sayd .viii. yere.

Chaūceler of England.

Cap. viii. Shippes, Marryners.

Item where as many people of the cōmens aforsaid, owners of shippes and vessels of this realme, and the maysters and maryners of such shippes takyng shippes and vessels of Spayne and of other pties aduersaries and enemyes to the kyng, by the supt of marchauntes alyens of the kynges amytie made before the kyng and his counsel, and somtyme before the chaūceler of Englande, haue ben greatly hered, and be dayly, bycause that the sayd takers do take theyr goodes and marchaundyses charged in the same shippes and vessels of Spayne and other parties enemys aforsayde, and somtyme by fals witnes markes and letters testymonyalles contriued, the sayd alyens be restored to the sayd goodes and marchaundyses with theyr

domages

domages and expenses, to the great and grenous domage of the sayde owners maysters and maryners takers aforsayd, and discorage to the kynges liege people to make suche shippes and bessels, and in hynderauns of the nauye of the realme aforsayd. Our sayd soueraigne lorde the kyng, considerynge the mater aforsayd, and howe the goodes and marchaundyses of kynges liege people, in lyke case charged and taken be forfayt to the kyng, hath ordeyned and graunted by the auctorite aforsayd, that the sayd marchauntes alyens at theyr pleasure may charge such shippes and bessels of Spayne and of other parties aduersaries and enemyes of the kynge if the maysters owners or marchauntes of suche bessels and shyppes, haupnge, letters patentes of the kynge and of his sauftonduyte suertye or saufgarde for suche shyppes or bessels and marchaundyses, makynge mencyon of the name of the shippes or bessels, and of the name of the same mayster of the shyppes and bessels, as the maner is, and yf anye suche shyppes or bessels charged with any marchaundises of suche marchauntes aforsaid, be taken vpon the see by the kynges liege people, not haupng the kynges letters patentes as afore is sayd, within the borde of suche shippes or bessels, at the day of the takynge, nor that suche letters patentes at the day of the takynge be in the kynges chaunterie inrolled of recorde, that than the takers possessyng the goodes and marchaundyses so taken, may enioy & holde the same any statute or ordynauns made to the cõtrarie notwithstandyng. And that this statute and ordynauns shall begynne to holde his force at the feast of saynt Michel next commyng. And that proclamacyon be therof made vpon the see coostes incontinently after this ordynaũs, to the intent that the said marchauntes alyens may haue knowlege of the same ordynauns.

Lettres patentes.

Cap. xx.

¶ Item where as in a statute expired, made the xx yere of the reigne of our soueraigne lorde the kyng that now is, it was cõtejned, that for almoch as dyuers of the kynges liege people before this tyme haue benne outlawed, vexed and greatly diseased in dyuers suytes, aswell before the kynge hym selfe in his benche, as in the commen benche, in the recordes of which suites the entrees haue ben made, that the playntyfes in the same suytes, obtulerunt se in propria persona sua, where the same playntyfes in the same suytes do not appere to suche suytes, nor haue no knowlege of the same, to the great mischiefe of the sayde liege people, if remedye be not prouyded. Our sayd soueraigne lorde the kyng, willyng in this case to prouyde a remedye, doth ordeyn by auctorite of the same parliament, holden the same yere that no Philoser, Exigenter, nor none other officer from the same tyme shulde make in no such entree in any suyt, excepte that the same playntyfes in the same suyte, before that any suche entree shalbe made, do appere in his proper persone before some of the Justices of the place, where the plee was or shalbe hangyng, and they shal beknowe vpõ a booke, that he was the same person, in whose name the sayde suyte was sued, or that some other credible person of his counsell shall make suche otherwise for hym. And that this ordynauns shall endure tyll the next parliament after this. Our sayd soueraigne lorde the kyng, consyderyng more ouer lyke domages, which happen

Outlaweries

Philar. Exigenter.

aswel

alwel to hym as to his proze liege peoplez ſubiettes foz aſmoch as i ꝑ recoz
des of dyuers & many outlawries, the entree is that ꝑ parties do appete by
Attourneys. theyr attorneys, where the attorneys haue no warrant of recoꝛd, by reaſon
wherof the ſayd outlawries be reuerſible, and foz the moſte parte reuerſed,
hath ordeyned by auctoꝛitie of this parliament, that the ſayd ſtatute be af-
fetmed, holden, and kept to endure foz euer. And that vpne officer conteyn-
ned in the ſayd ſtatute, ſhall do to the contrarte of the ſame, vpon payne of
foꝛfayture of .xl.s. to the kyng euery tyme that he of that ſhalbe attcynted,
warrant. by due examynacyon made by any of the Juſtices of the ſame place, befoze
whom any entree oꝛ recoꝛd is. And that euery atturney, which hath not his
warrant entred of recoꝛd in al his ſuites where in proces of capias & exigēt
be awarded, the ſame terme, in the which the exigent is awarded, oꝛ befo-
re, and vpon that be atteinted by like examynacyon, foz euery tyme that he
Cap.x. ſo offendth he ſhall incurre the payne afoꝛſayd.

¶ Item where as at the parliament holden at weſtmynſter, at the .xb. of
ſaynt Michel, the .vi. yere of the reigne of our ſayd ſoueraigne loꝛd ꝑ kyng
foꝛ the great domages and loſſes, whiche happen by the great rylynge of
water of the ſee in dyuers parties of this realme, by auctoꝛitie of the ſame
Commiſſ of ſewers. parliament it was ordeyned and graunted, that by .x. yeres than next en-
ſuyng ſeuerall commyſſions of ſewers ſhalbe made to dyuers perſons by
the chaunceler foz the tyme beyng, to be named in al the parties of the ſayd
realme, where nede ſhalbe, after ꝑ fourme that foloweth in the ſame ſtatute
And now of late in dyuers parties of the ſayde realme, by the great rylyng
of water of the ſee, many townes and landes in great quātitie be dꝛowned
and diſtroyed, to the great hyndꝛaunce of the ſayd realme, and many great
domages be lykely to happen if remedie be not haſtely pꝛouyded in this be
halfe. The kyng, willynge to pꝛouyde foz the ſame, hath ordeyned and ſta-
bliſſhed by auctoꝛitie of this parliamēt, that by .x. yeres next enſuyng after
this pꝛeſent parliament, ſeuerall commiſſions of ſewers ſhalbe made to dy-
uers perſons by the chaunceler of England foz the tyme beynge, to be na-
med in al the parties of the ſayd realme, where nede ſhalbe, after the fourme
& effecte of a cōmiſſiō cōteyned in the ſayd ſtatute the ſame .vi. yere. And mo
reouer he hath ordeined & ſtabliſſhed by the ſame auctoꝛitie, ꝑ al ſuche com
miſſioners haue power to make, ordeyne, and execute ſtatutes & ordynaun
ces and other aſſayes after the effecte & purpoꝛte of the ſayd commyſſions.

Cap.xi. ¶ Item where as by ſtatutes made in the tyme of the kynges noble pꝛoge
Juſtices of peace. nytours it was ordeyned, ꝑ in euery countie of England Juſtices ſhuld be
aſſigned of the moſte woꝛthy of the ſame counties, to kepe the peace, and to
do other thynges, as in the ſame ſtatutes fully is cōteyned, which ſtatutes
notwithſtandyng, now of late in many counties of Englande the greateſt
nombre haue bē deputed and aſſigned, which before this were not wont to
be, wherof ſome be of ſmall behauour, by whom the people wyll not be go-
uerned noꝛ ruled, and ſome foz theyr neceſſitie do great extoꝛcyon and op-
preſſion vpon the people, wherof great inconuenyences be lykely to ryſe
dayly, if by ꝑ kyng it be not therefoze pꝛouyded. The kyng, willyng agaynſt

dayly

ſuche inconuentences to prouide a remedye, hath ordeyned and ſtabliſſhed, by auctoritie aforeſayd, ỹ no iuſtice of peace within the realme of England in no cõtie, ſhalbe aſſigned or deputed, yf he haue not landes or tenementes to the value of. xx. li. by yere. And yf any be ordeyned hereafter to be Iuſtice of peace in any cõtie, which hath not landes or tenementes to the value aforeſayd, that he therof ſhall gyue knowlege to the chaunceler of England for the tyme beynge, whiche ſhall put an other ſufficient in his place. And yf he make not ỹ ſayd knowlege (as before) within a moneth after that that he hath notice of ſuche commiſſyon, or yf he ſyt or make any warraunt or precepte by force of ſuche commiſſyon, he ſhall incurre the peyne of. xx. li. and neuertheles be put out of the commiſſyon as before. And the king ſhal haue the one halfe of the ſayd peyne, and he that wyll ſue for the kynge the other halfe. And he that wyl ſue for the kyng and for him ſelfe ſhal haue an actyon to demaunde the ſame peyne by wrytte of Dette at the comen lawe. Prouyded alwayes that this ordynaunce do not extend nor be preiudicyall to cyties, townes, or burghes, which be counties incorporate of them ſelfe, nor to cyties, townes, or burghes, whiche haue Iuſtices of peace of people dwellyng in the ſame by cõmyſſion or warrant of the kyng or of his progenitours. Prouided alſo that if there be not people ſufficient hauyng landes and tenementes to the value aforeſayd, lerned in the lawe & of good gouernaũce within any ſuche countie, that the chaũceler of England for the tyme beynge ſhall haue power to put other diſcrete perſons lerned in the lawe in ſuch commiſſions, thoughe they haue not landes nor tenementes to the value aforeſayde by his diſcrecyon.

¶ Item where as in the parliament holden at weſtmynſter the ſecond day of May, the. ix. yere of the reygne of kynge Henry father to the kynge that nowe is, amonges other thynges it was ordeyned & ſtablyſſhed, for aſmoch as many people by malyce, enmytie, and vengeaunce, cauſe oftentymes the kynges lyege people to be appealed or endited in dyuers cõties of treaſõs or of felonies, ſupoſyng by the ſayd appeales or enditemẽtes, that the ſayd treaſons and felonies were done in a certeyn place in ſuche a cõtie, where the enditemẽt is made, or ſuch place as is or ſhalbe declared by the ſayd appeales, where no ſuche place is in the ſame cõtie, that the proces of ỹ ſame ſhalbe voyde and holden for none. And that the enditours, procuratours, and conſpiratours ſhalbe alſo puniſſhed by impriſonement & fyne and raũſome for the kynges auauntage by diſcrecyon of the Iuſtices. And that the ſayd appealees or enditees may haue wrytes of conſpiracie againſt the enditours, procuratours, and conſpiratours, and ſhall recouer their domages. And this ordynaunce ſhall ſtande in his force tyll the next parlyament to be holden after the commyng agayne of the ſayde late kyng in England from beyond the ſea: which ſtatute by the deceas of the ſayd late kynge, by oppynyon of ſome is expyred, and by the oppynyon of ſome not expyred: The ſame our ſouerayngne lorde the kynge that nowe is, conſyderynge that the ſayd ordynaunce was good and profytable for the weale of him & his lyege people, hathe declared & ordeyned by auctoritie of this preſent parliament,

Cap. xii.

Appeale.

Enditement

Conſpiracie.

that the ſayd ordynaūce, made the ſayd .ix. yere, & ſo by the deth of his ſayde father as ſome thynke expyred, & not otherwyſe repealed, ſhalbe & abyde an effectuell & auayliable ſtatute and ordinaūce in lawe perpetually to endure.

Ca. xiii. Item where as at the parlyament holden at weſtmynſter, the ſecond day of May, the .ix. yere of the reygne of kyng Henry the .v. father to the kynge that now is, among other thynges it was ordeyned & ſtablyſhed, ỹ none of the kinges liege people, againſt whome any exigēt ſhalbe awarded, or outlawed at the kinges ſuyte in tyme to come, or at the ſuyte of the partie in the coūtie of Lancaſter, ſhuld forfayt any of his goodes or catals, landes or tenementes in other coūties, except the goodes & catals lādes or tenementes, which the ſayd outlawges haue in the ſame coūtie of Lancaſter. Prouided alwayes that the ſtatute made the fyrſt yere of kyng Henry the .iiii. father to the ſame king Henry the .v. againſt ỹ people of the coūtie of Cheſter, which do to dyuers of the kynges lyege people in dyuers coūties of England, dyuers mālaughters, murders, roberies, bateries, treſpaſes & other riotes & offences, ſhall ſtande in his force, notwithſtandynge this ordynaunce. And that the ſayde ordynaunce ſhall ſtande in his force tyll the parlyament fyrſt to be holden after the returne of the ſayde late kynge Henry the .v. into Englande from beyonde the ſea, whiche ſtatute by the deceaſe of the ſayde late kynge Henry the .v. by opinion of ſome is expired, & by opinion of ſome not expired: Our ſayde ſoueraigne lorde the kyng, conſyderynge the premiſſes, hath declared and ordeyned by auctorytie of this preſent parlyament, that the ſayde ordynaūce, in the maner and fourme made the ſayd .ix. yere by the deth of the ſayd late king Henry the .v. as ſome thynke expyred & not otherwyſe repealed, ſhalbe and remayne effectuell and an auayliable ſtatute and ordynaunce in lawe to endure tyll the nexte parlyament, & ſo forth for euer, yf ſo be that betwyxt this and the ſame nexte parliament, no ſuche inconuenience happen in this behalfe, for the which it ſhal ſeme to the king and the lordes of the parlyament at this tyme, that it ſhall not be expedient this ordynaunce to endure longer after the ſame nexte parlyament.

Exigent.

Outlawyie.

Countie of Lancaſter.

Cheſter.

Ca. xiiii. Item for aſmoche as great periuries dayly habound within the realme of England more thā were wont to be in tymes paſt, by occaſion of fauorable arrayes & panelles made by ſherykes & vnderſherykes, which haue power to make or arraye ſuch arrayes or panelles, for money and great rewardes that they take for the ſame, wherby diuers of the kinges liege people be dyſherited & hyndred, & other put to great loſſe of theyr goodes & catals, and ſome to great peryll of theyr lyues, againſt ryght good fayth & conſcyence: The kyng conſyderyng the premyſſes, & willyng to auoyde ſuch periuries, hathe ordeyned and graunted by auctorytie aforeſayde, that yf any ſherykke vnderſherykke or other, which haue power to make & arraye ſuche arrayes & panels, take by hym or by any other to his vſe, any hyar gyfte or rewarde to make or arraye ſuche arrayes or panels, that he whyche feleth hym greued in this behalfe, ſhall haue his ſuyte by wryt or by byl againſte the ſherykke vnderſherykke or other, which maketh ſuche arrayes or panels, before the Juſtices where the ſaid arrayes & panels ſhalbe returned, to recouer .x.

Periuris.

Panels.

Sherykke.

tymes

tymes aſmoche as they ſhall receyue for makyng ſuche arrayes or panels. And the ſayde iuſtices ſhall haue power by auctorytie aforeſayd, to here and determyne ſuche ſutes, aſwell by examinacyon of the defendautes in theſe ſutes, as by tryall of enqueſtes therof to be taken, and to gyue iudgement for the ſayde playntyffes againſt the ſayd defendaũtes and euerye of them, which ſo ſhalbe foũd gylty, & vpon that to awarde execucyõ. And in euery ſuche ſuyte by wryt, ſuche proces ſhalbe awarded as ſhuld be awarded in a wryt of treſpas done agaynſt the kynges peace. Prouyded that euery ſuyt, whiche ſhalbe taken agaynſt sheryffes vndersheryffe or other, whiche ſhall make or arraye ſuch arrayes or panels, be taken in the ſame coũties, where they ſhalbe sheryffes vndersheryffes or officers at the tyme of ſuche panels or arrayes to be made or arrayed. And that this ordynaunce ſhall begyn to holde place at the feaſt of Eſter next cõmyng, & ſhal endure tyl the next parlyament. And yf at the nexte parlyament it ſhall ſeme to the kynge & to the lordes, which than ſhalbe in the ſame parliament, ỹ this ordynaũce is good for the weale of the kyng and of his realme, than this ordynaunce ſhall endure for euer, ſauyng always to euery perſon his lybertie and fraunchyſe.

Cap.xb.

Staple of Caleys.

wolles, wolfelles.&c.

Felonie.

Item the kyng conſideryng how dyuers perſons by diuers ſubtyl ymaginacyõs of diſceypt, carye & beare away wolles & wolfelles out of this realme to other places than to the ſtaple of Caleys, in decreyuyng the kyng of his cuſtomes & ſubſidies & in deſtruction of the ſayd ſtaple of Caleys, hath ordeyned by the auctorytie aforeſayde, that no maner perſon, of what condicyon that he be, ſhall carye nor doo to be caried anye wolles or wolfelles cuſtomably out of this realme, to other places than to the ſtaple of Caleys, without the kinges ſpecyall lycence, vpon peyne of felony. And yf any perſon from hens forth do contrarye to this ordynaunce, and therof be conuicte or attaynted, that he be adiudged for a felon. And that aſwell cõmiſſyoners aſſygned as the iuſtices in euery countie where ſuche wolles and wolfelles ſhalbe ſo caryed out, ſhal haue power and auctorytie by the ſame ordynaũce to enquyre of the premiſſes, and them to here and determyne. Prouyded alwayes that ỹ wolles, which paſſe the ſtreytes of Marrok, ſhalbe in no wyſe compryſed within this ordynaunce.

Streites of Marroke.

Cap.xbi.

Item for aſmoch as it is merytorious & almes to departe the trouth frõ the diſceypt, as now of late in a parliament holden at weſtminſter moch diſceypt was put out, that greatly endomaged many perſons, which was called a ſaufte otherwyſe called a powder or an hauncer, whiche greued many layth full people, & as nowe it is to be conſydered, that great deceyptes be now vſed, which do endomage ỹ poore clothmakers & the ſellers of clothes, in meaſuryng vnduely without reaſonable meaſure, aſwel of broode clothe and ſtreyte aſmoch by the handes of the marchauntes alyens as denyſyns, aſwel in fayre, market, citie, and burgh, and ſpecyally in the cytie of Londõ, as in other places, where cloth makers & ſellers of cloth be moſte cõmonly vſed, & in tyme to come aught to be repayryng, for where they were wont to meaſure the clothe by the yarde and the full ynche, nowe they wyll meaſure by the yarde and the full hand, which groweth to the encreas of the yar.ti.

Saufte.

Powder.

Clothemakers.

London.

Meaſuryng of clothe

yardes of euery cloth of .xxiiii. yardes, whych encreas turneth to the auayle of no man, of what degre so euer he be, but alonly to the byar. For whan a lorde shall bye his lyuerey, he shall fynde the same in the measure or in the pryce. And so they be oppressed with great & vnreasonable measurynge of theyr clothes, for where any marchaunt of this lande but at London, wyll make a cloth in measuryng .xxiiii. yardes, they wyl make therof .xxii. or lesse sayeng that it is the measure of London: by which oppression many men be greuously endomaged: Our sayd souerayne lorde the kyng, consyderyng the premisses, doth ordeyne by the auctorite afore sayde, in euery place of this lande to be one certeyn measure, where as there is a warden of the aulnage of cloth that he haue a lyne made of silk or of thred, of the ryght measure in maner of strept tyssewe, sealed at both endes, after the auyse of the barons of the eschecker. And euery warden of the aulnage shall paye for his lyne, whyche lyne shall conteyne in lengthe .xii. yardes and .xii. ynches, and the sayd lyne signed at euery yarde an ynch, and at the ende of the halfe yarde halfe an ynche, the quarter of a yarde a quarter of an ynche, to measure a hole cloth or a dosen brode or strept, measuryng for the dosen of cloth watered .xii. yardes and .xii. ynches, and of drey clothe vnwatered .xiiii. yardes and .xiiii. ynches, so measuryng the length tyl the ende of the clothe accordynge as it is of length in the maner as afore is sayde, whan the sayde warden of the aulnage is requyred, takynge for his labour for euerye hole clothe of brode cloth, a peny, and for euerye streyt cloth a farthynge. And in the cytte of Londō, and other cytes, burghes, fayres, and markettes, where clothe is moste vsed to be solde, that there the warden of the aulnage or his deputies shalbe redye to do ryght betwyxte marchaunt and marchaunt, yf he be requyred. Prouyded that yf the marchaunt seller haue a lyne sealed with the kinges seale of the eschecker, in the maner afore rehersed redy, than hym selfe to measure his cloth by the same in reasonable maner, if they may not agree to measure by the yarde, any hole clothe or dosen brode or streyte, any fraunchyse notwithstanding. And yf the marchaunt seller measure not ryghtfully but disceytfully, & immediatly maye be proued by indifferet persons, than he shall forfayt for euerye clothe .vi.s. and .viii.d. wherof .iii. partes shalbe to the kyng, and the thyrd parte to hym whiche wyll sue. And yf any marchaunt byar wyll refuse this ordynaūce, than he shall forfayte .C.s. two parties to the kyng, the thyrde parte to hym which wyl sue for the same. And so one maner of ryghtful measuryng shalbe vsed in al this land, aswell as of ryght weyght. And that this ordynaunce shall endure tyll the nexte parlyament.

Measure.

warden of Aulnage.

Lyne sealed.

Marchant deceytefully measurynge.

Ca. xbii.

Gaugeing of vessels of wyne, oyle, hony. &c

¶ Item for asmoch as al the tonnes, pypes, tercyans, and hoggesheedes of wyne, oyle, and hony, vendable within the realme of Englande, ought and were wont after the auncyent assyse of the same realme to conteyne a certen measure, that is to say, euery tonne .xii. score and .xii. galons, euery pype .vi. score & vi. galons, euery tercyan .iiii. score & .iiii. galons, & euery hoggeshed iii. score & .iii. galons, and by diuers statutes it hathe ben ordeyned, that the tonnes & pypes of wyne shulde be gauged, but for the gaugynge of tonnes

and pypes

and pypes of oyle and hony, or of tercyans and hoggeſhedes of wyne, no ordynaūce haue ben made in certeyn before this tyme, to the great domage of the kyng and of his people: The kynge willyng agaynſt this domage to prouyde a remedy in this behalfe, hath graūted and ordeyned by auctorite aforeſayd, that frōhens forth al maner of tonnes, pypes, tercyans, and hoggeſhedes, aſwell of wyne as of oyle, to be ſolde within the ſayd realme, ſhall be wel and lawfully gauged by the kinges gaugeour, or by his deputie, before that they be ſolde, vpon peyne to forfayt to the kyng al the wyne, oyle, & hony cōtrarye ſolde or the value of the ſame. And in caſe that any perſone of what coūtrey that he be, frōhens forth ſel to any of the kinges lyege people for any price in certeyn any tōne, pype, tercyan, hoggeſhed of wyne, oyle and hony, whiche wanteth in any wyſe of the aſſyſe and meaſure aforeſayd, that he allowe and rebate of the ſame price to the byar of ſuche wyne, oyle and hony, aſmoche as ſuche defaute after the rate ſhal amount, vpon peyne to forfayte to the kynge the value of all the wyne, oyle, and hony contrarye ſolde, any priuey couenaunt made or to be made betwyxte the ſeller and the byar contrarie to this ordynaunce notwithſtandynge. And euerye perſone that eſpyeth any of the forfaytures aforeſayd, & therof enfourme the treaſorer of England, or the barōs of the eſcheker, ſhal haue the halfe of the ſame forfaytures for his labour. Prouyded alwayes that the ſayd gaugeour take and haue for his labour towardes the gaugyng of euery tonne and pype of oyle and hony, as he taketh and hath of euery tonne and pype of wyne, and for euery tercyan hoggeſhed after the rate. Gaugeour.

¶ Item for aſmoche as the kynge is and hathe ben well certifyed of many great diſceytes and falſyties, which haue ben done to hym and to his realme by ſome of the capytaynes, whiche haue before this tyme endented with the kyng to ſerue hym in the feate of warre, ſome beyond the ſea, and in dyuers parties, as they be ordeyned and bound by their endentures, and ſome in his marches on this ſyde ȳ ſea, & theyr wages haue ben ryghtfully payd and contented of the kyng, accordyng to theyr endentures, for them and for all theyr retynue after theyr degrees: of which wages many of the ſayd capitaines haue abuſed, and take vpon them to abate vpon their ſouldeours of ſome more, & of ſome leſſe, ſo that ſuche, vpon whome they haue abated, haue not ben of power to cōtynue theyr ſeruyce, nor perfourme the ſame, as of ryght and reaſon they ought to haue done, & by fortune wyllyng to haue done, yf they had ben fully payed, which hath cauſed them to falle to robberye and pyllage, aſwell before theyr goynge on this ſyde the ſea as beyonde the ſea, whan they there came, amonge other thynges it hathe ben a great cauſe of the longe contynuaunce of the warre, and great domage and loſſe, which hath fallen to the ſeigniouries and coūtreys of the king in his obeyſaunce beyond the ſea, & not alonly that, but loſſe alſo of great good, which hathe ben graunted and payed to the kynge in the fourme aforeſayd for the defence of his lande. The kyng wyllyng agaynſt ſuch domages & loſſes to prouide a remedy in this behalfe, hath ordeyned by the auctorite aforſayd, that no capytayne, which frombens forth ſhall haue the conduyt of ſuch retynues, Ca. xviii. Capitaynes. Souldiours wages abated by theyr Capitaynes.

tynues, and shall receyue the kynges wages for the same, shal abate of his souldeouts, nor of any of them, any parte of theyr wages, excepte that it be for theyr clothyng, that is to say, yf they shalbe waged for a halfe yere .x.s. a gowne of a gentylman, and .vi.s. viii.d. for a yoman, vpon peyne of .xx.li. for euery speare and .x.li. for a bow, to the kyng, vpon whome he dyd abate vpon the tenoure of the same.

Cap. xix. Souldiours.

¶ Item for almoch as dyuers & many souldyours before this tyme, which haue taken parrell or halfe theyr wages of theyr cappytaynes, and so haue moustred and entred of recorde the kynges souldeouts before his commyssioners, for suche termes, for the which theyr maysters haue endented, haue somtyme mayntenaūt after theyr moustre and the receypt of parte or of the hole of theyr wages, departed & gone where they wolde, & haue not passed the sea with theyr sayd capitaines, and some passed the sea, and long within theyr termes departed from theyr capitaynes and the kynges seruyce, without apparant lycence to them graunted by theyr sayde capitaynes, wherof hath growen so great domage to the kyng and to his realme, and many inconuenyences, which may not lawfully be expressed as of long tyme the experience haue shewed: & the which souldeouts so doyng almoch as in them was destroyed the honour and reuerence of the kynge, & haue many wayes great caulets of the domages, whiche haue fallen in his landes and seygnyories beyonde the sea, & the auenture also of the persons of the lordes & cappytaynes, which do them conduict: The same kyng consyderyng the premisses, and wyllyng against such inconuenientes and domages to prouide a remedye, hath ordeyned by ȳ auctorytie aforsayd, that euery man so moustryng and receyuyng the kynges wages, which departeth from his cappytayne within his terme in any maner aforsayd, excepte ȳ notorious sykenes or impediment by the visitacyon of god (which may reasonably be knowen) suffre him not to go, and whiche he shall certifye mayntenaunt to his capitayne, and shall repaye his money, so that he maye prouyde hym for an other souldeout in his place, he shalbe punished as a felon. And that the iustices of peace shall haue power to enquyre therof, and to here & determyne the same. And lykewyse hath ordeyned by the same auctorytie, that no souldeour, men of armes, nor archer, so moustred of record, & goyng with his capitayne beyonde the sea, shall returne into Englande within the terme for which his capitayne hath retayned hym, nor leue his capitayne there in the kinges seruice & in auenture of the warre, except ȳ he hath reasonable cause shewed by his capitayn, & by him to the chiefe in the countrey, hauyng royall power, and therupon shall haue lycence of the sayde capitayne witnessed vnder his seale, and the cause of his lycence. And who that so doth moustre of record, and come without letters testimonyalles of the capitayne (as is sayde) within his terme on this syde the sea, that the mayres baylyffes and other the kynges mynisters, of what porte or place they shall arryue, shall haue auctorytie to put them in arrest, and them there to kepe tyll it be of the enquyred. And yf it maye be found by enquyrie before Justices of the peace, and proued, that they haue so moustred of record, and departed from theyr

Felonie.

Moustre.

Letters testimonials.

Licence.

capitaynes

capitaynes afozsayd, without licence as afoze is sayd, that than they shalbe punyshed as felons.

Here begynneth the statute made at Westmynster the xx. yere of kyng Henry the vi.

Our soueraygne lozde the kyng, at his parlyament holden at westmynster, the daye of the conuercyon of saynt Poule, the xxb. day of January, the .xx. yere of his reygne, to ỹ honour of god, and foz the wele of him and of his realme, by the aduyse and assent of the lozdes spirituall and tempozal, and at the specyall requeste of the comens in the same parlyament assembled, hath made, ozdeyned, and stablyshed dyuers statutes and ozdynaunces in the fourme folowynge.

Cap. i. Marchantes

¶ Fyrste where as pooze marchauntes of the kynge of this realme daylye be robbed by the kynges enemyes, vpon the sea, and in dyuers ryuers and poztes within the same realme, of theyz shyppes goodes and marchaundyses of great ryches, and theyz bodyes taken and impzisonement with great duresse, and put to great fynes and raunsomes, and the kynges pooze lyege people dwellynge nygh the sea coostes out of theyz owne houses with theyz catals and enfauntes taken vppon the lande, and bzought with the sayde enemyes where it pleaseth them, which mischiefes come by the reason that the sayd marchauntes be discozaged, with foyce and puissaunce of shyppes and of people defensible to kepe the sea and the coostes of the same, bycause that the shippes, goodes, and marchaūdyses by them take of the sayd kynges enemies, be somtyme claimed by the kinges enemies by colour of saufconduytes, not duely purchased, noz of recozd enrolled, so ỹ the kinges subiectes may haue notice of thé, & somtyme be claymed by marchaūtes straūgers of the kinges amytie, to be to them belongynge, by colour of vntrewe witnesses of theyz nacion, and by letters of markes and charters partely by them counterfayted, and by suche pzoues vpon such claymes, be restozed to the same goodes and marchaūdises, oftentymes taken in shyppes and bessels belongyng to the kynges enemyes, and the sayd kynges subiectes put to great veracyon and losse of theyz owne goodes, wherby the sayd kynges enemies be greatly enryched, & theyz nauye strongly encreased & the nauye & marchaūdyse of the sayd realme of our souerayne lozd the kyng greatly mynyshed, and suche domages and inconuenyences dayly be lykely to encreace and come to the sayd realme of our said souerayne lozd the kyng, yf hastly remedie in this case be not pzouyded: Our sayde soueraigne lozde the kynge consyderyng the pzemysses, and that yf people of the kynges amytie haue feare and discozage to freyght the shyppes and bessels of the kynges enemyes and aduersaryes, theyz nauye in tyme to come shalbe decreased & mynyshed, and the nauye of the kynges subiectes and frendes encreased & enlarged, by the aduyse and assent afozsayde, & at the specyall requeste of the sayd comens, to eschewe ỹ mischyefes afozsayd, hath ozdeyned by auctozitie of the sayd parlyament, that al leters of saufconduytes to be graūted to the

Saufconductes to be enrolled.

Nauie.

kynges enemyes and aduersaries, or any other people, shalbe enrolled in the chauncerie of our sayd soueraigne lorde the kyng of record, before that any suche letters shalbe in any wyse delyuered to them, to whome the same letters shalbe graunted. And that al such letters of saufconduyt herafter to be graunted, not enrolled of record in the sayd chauncerie, before the delyuerey to them, to be made in the maner as is sayd, shalbe voyd and of no force nor effecte. And moreouer, yf hereafter any goodes or marchaūdyses be taken by the sayd subiectes of our soueraygne lorde the kyng vpon the sea, or the costes of the same, charged in any shyppe or other vessell, whiche is belongyng to the enemyes or aduersaries of our soueraigne lord the king for the tyme beyng, not hauyng sufficyēt letters of saufconduyt enrolled in the fourme aforsayd, that they that so shal take the same goodes and marchaūdyses, shall them enioy without anye restitucyon therof to be made in anye wyse, to what so euer person the same goodes and marchaundyses so taken at the tyme of the takyng of the same or before were belongyng. Prouyded alwayes that yf the subiectes of our soueraigne lorde the kyng, takyng such shyppes charged with marchaundyses, not hauyng nor shewynge such letters of saufcōduyt within the same shyppes at the tyme of the sayd takyng, & bryngyng thē by force to a certayn porte or place within the sayd realme, shal not be endomaged in theyr person nor goodes for such takyng, yf they be redye to make full restitucyon of the same shyppes and marchaundyses within reasonable tyme after that that ful knowlege is made to them of the letters of saufconduyt, suffysyng for the same shyppes and marchaūdyses, enrolled in the sayd chauncery of record before the takyng of them. Prouyded also that this ordynaūce shall begynne to holde his force at the feast of saynt Michel the archaungell nerte commyng.

Letters of saufcōductes

Shyppes.

Cap. ii.

Item our sayd soueraigne lorde the kyng hath ordeyned by the auctorite aforsayd, that none of his lyege people, againſt whō any exigent shalbe awarded or outlagarie pronounced, at the suyte of the kynge or at the suyte of the partie in tyme to come in the countie of Lancastre, shall forfayt any of his goodes or catals landes or tenementes, which the sayd outlawes, or they againſt whom suche exigent shalbe awarded in the sayd coūtie of Lancastre haue in the same countie. And that by reason of any suche outlagarie at the suyte of an other person pronoūced within the sayd coūtye of Lancastre, no man shalbe forbarred nor dysabled of anye maner of actyon, nor to clayme anye maner of enheritaunce out of the same countie, nor disabled to sue euery maner of actyon out of the same countie, notwithstandyng suche outlagarie vpon hym pronoūced. Prouyded alwayes, that the statute made the fyrst yere of kyng Henry the fourth, graundfather of the king that now is, againſt the people of the coūtie of Chester, which do to many of the kinges lyege people in dyuers counties of England many māslaughters, murders, roberies, bateries, trespasses, and other riotes and offences, shal stand in his force, this ordynaunce notwithstandynge. And that this ordynaunce shall endure tyll the ende of .vii. yeres nerte ensuynge.

Exigent.

Outlawrie.

Countie of Lancaster.

Countie of Chester.

Cap. iii.

Item for almoche as at the greuous complaynte made to the kyng by the comens

comens in the counties of Herford, Glouceſtre, and of Shropſhyre, whiche counties be adioynyng to the marches of wales, and the counties of Somerſet, Cheſtre, & Briſtowe, it was ſhewed to ỹ ſame our ſoueraigne lorde the kyng, ỹ where as an other tyme in tyme of the noble kyng Hēry grandfather to our ſoueraigne lorde the kyng that now is, the ſecōde yere of his reigne, for the great oppreſſions and extorcyons, which they of wales and of the marches of wales dayly made to people dwellyng in the ſayd counties of Herford, Glouceſtre, & Shropſhyre, in takynge bryngyng & beryng away of theyr horſes beaſtes and other goodes and catals out of the ſame counties into the ſayd marches, and ſuche goodes horſes catals there with holdyng, tyl gree be made at theyr wyl. It was ordeyned & ſtabliſſhed, that if any beaſtes, goodes or catals, be take̅ within the ſame cōuties, & dryue̅ or brought out of the ſayd counties into wales, or into the marches of wales, that than the ſheryffes of the ſame counties, mayres or baylyffes of cities & burghes, or bailyffes of fraūchyſes, where ſuch takynges be mad, ſhal ſend theyr letters vnder theyr ſeales to the gouernours, or to ỹ ſtewardes of the ſeigniouries, where ſuche offendours be abydynge, that they ſhall delyuer ſuche diſtreſſes ſo taken, within. viii. dayes after the receypt of the ſayd letters. And if they do not, that the parties ſo greued ſhal take any plons goodes or catals commyng out of the ſayd ſeigniouries, where ſuch offēdours be abydyng, and thē ſhal withold, tyl that they be reſtored to theyr goodes ſo taken, with theyr domage coſtes & expenſes, which ſtatute is not a ſufficient remedie, for almoch as the ſayd offēdours be dwellyng ſōtyme in one ſeigniourie and ſomtyme in an other, and haue no place certeyn to tarye, & alſo they take to the moſte nombre of people of the ſayd cōuties commyng into wales and into the marches of wales, and out of the ſayd counties, & out of the ſayde counties, and them withholde, tyll gree be to them made at theyr wyl, and alſo oftentymes the parties greued durſt not make execucyō of the ſayd ſtatute for doubte of deth and many other miſchiefes and inco̅uenyencies, which therof ſhuld enſue, ſo that the ſayd offendours be ỹ more bolde to take, dryue, bryng, and carye awaye the people of the ſayd cōuties theyr horſes, beaſtes, goodes, and catals of the ſayd counties, into wales, & into the marches of wales, whether they fled before the ſayd ſtatute, to the perpetuall deſtruccyon and empouerſſhment of the ſayd commens, except that ſpedy remedye therof be made. Our ſayde ſoueraigne lorde, willynge agaynſt ſuch miſchiefes and inconuenyencies to prouyde a remedye in this behalfe, hath ordeyned by the auctorite afforſayd, that if any people of the ſayd counties in wales, or in the marches of wales, do dryue, bryng, carye away, or withholde, ſuche takynges and witholdynges, theyr abbettemētes and receiptes in wales (they hauyng knowlege of ſuche offences afforſayd) ſhalbe adiudged hye treaſon. And he that is therof atteinted, it ſhalbe done of hym as of a traitour to our ſayd ſoueraigne lorde the kyng. And that the Juſtices of peace in theyr ſeſſions in the ſayd counties ſhall haue power to enquyre, here, and determyn of al ſuche offendours theyr abettours receyuours, & to make proces agaynſt ſuch perſons endited by two capias and

wales.

Treaſon.

Juſtices of peace.

one exigent euery capias cõteynyng the ſpace of two monethes at the leeſt, betwrte the date of euery capias & the day of the returne of the ſame. And mencyon be made in the ſayde writtes of Capias, that the ſheryffes of the ſayd counties for the tyme beyng ſhall do to be proclaymed in theyr counties, that al ſuche perſons endited ſhall appere before the ſayd Juſtices in theyr ſeſſions, to anſwer of the maters conteyned in the ſayd enditemẽtes. Prouyded alwayes that lordes marchers, of whom ſuche offendours theyr abbettours and reſceyuours holde landes and tenementes, ſhall haue the forfayt of them, the forfaytures of theyr goodes and catals founde within theyr ſeigniouries, after that they ſhalbe attaynted of the offẽces aforſayd. And that this ordynauns ſhall endure tyl the ende of .vi. yeres.

Cap. iiii. wolles, wolfelles, &c.

¶ Item our ſayd ſouereigne lorde the kynge hath graũted and ordeyned, by the auctoritie aforſayd, that euery marchaũt denyſyn for wolles, wolfel felles and tynne, which ſhalbe charged and ſhipped in any galey carake, or other veſſell, to be brought and caryed by the ſee by the kynges lycence or otherwyſe, to other places and portes than to the ſtaple of the kynge, ſhall pay to the kinge ſuche cuſtomes and ſubſidies and other deuoyrs, as marchauntes alyens paye to the kyng for ſuche marchaundyſes. Prouyded alwayes that this graunt or ordynauns ſhall nat extend to any pſons, which haue licences by the kynges letters patentes to thẽ made before this tyme, to ſhip carye, or bryng, any wolles, wolfelles, or tynne to other places or portes beyond the ſee, than to the ſtaple of Caleys, but that they ſhalbe of this ordynauns clerely diſcharged and excepted.

Staple. Licence. Cuſtome.

Cap. v. Hoſtrye. Cuſtomer. Comptroller Herchour.

¶ Item where as in the parliament holden at weſtmynſter, the .xii. yere of the reigne of kyng Henry the .viii. it was ordeyned and ſtabliſſhed, that no man of commen hoſtrye in any cytie or burgh of this realme, ſhalbe cuſtomer, cõtroller, nor ſercheour, and that to eſchue the domages & preiudices, ces, which therof may growe by the fauour that ſuch cõmen hoſtelers may and wyll make to marchauntes, and to other theyr hoſtes in theyr offices. And now of late dyuers cuſtomers, cõtrollers, & alſo ſercheours, cõtrollers and ſurueyours of ſerches, haue diuers pſons to be theyr clerkes deputies and mynyſters in theyr ſayd offices, of which clerkes, deputers, and mynyſters, ſome haue ſhippes of theyr owne, and ſome of them medle with the traffyqyng of ſhippes, and alſo bye and ſel dyuers marchaundyſes and therof occuppe to theyr owne vſe dyuers wharfes & keyes, beynge by ꝑ waters ſydes where commen diſcharge of dyuers marchaũdyſes is had in dyuers portes of this realme, by the which aſwell great decey pt & domages dayly do growe to the kyng of his cuſtomes and ſubſidies, as great loſſe to marchauntes repayrynge to the portes, where the ſayd clerkes, deputies, and miniſtres be. Alſo many hold hoſtryes and tauernes, & alſo kepe wharfes, and they and theyr ſeruantes be factours and atturneys for marchauntes denyſens & alyens, by which great domage & loſſe dayly doth growe to the kyng in his cuſtomes and ſubſidies, by fauour that ſuch clerkes, deputies, and mynyſtres, holdyng ſuche hoſtries, tauernes, and wharfes, do to marchauntes and to other theyr hoſtes with the ſayd officers. And greater domage

Clerkes Deputies

mage is lyke therof to growe in tyme to comme if spedy remedye be not pro
uyded. Our sayd soueraigne lorde the kyng, willyng agaynst suche domages and losses to prouyde a remedye in this behalfe, hath ordeyned and sta blissched, by auctoritie aforsayd, that no customer, controllo ur, of the custome, clerkes, deputies, ministers, nor theyr seruauntes, factours, nor serchours controllers, or surueyours, of serches, nor theyr clerkes, deputies, inynysters or factours, shal haue any shippes of theyr owne, or shall bye or sel by waye or by colour of marchaundyse, nor they shall not medle with the traytyng of shippes, or haue or occupie any such wharfes or keyes, or shall holde any hostries or tauernes, or shalbe any factours or atturneys for any marchaunt denysen or alyen, nor shalbe hoste to any marchaunt alyen, vpō the payne of .xl.li. to be forfayt as often as they do the contrarie, that is to say, the one halfe to the kyng, & the other halfe to hym that wyll sue in this case agaynst any such ꝑson doyng the contrarie, this ordynaūs to begynne at the feast of saynt Michel next commyng.

Shippes. wharfes keyes. Tauerne. Factour. Attourneys.

Item where as at the parliament holden at westmynster, the .xv. yere of the reigne of our sayd soueraigne lorde the kyng that now is, for the cōme profytte of al the realme, and specyally for the coūties adioynyng to the sea it was ordeyned and stablissched in the fourme which foloweth. Item for asmoche as by the kyng it is ordeyned, that no mā may carye nor bryng corne out of the realme, without the kynges lycence, bycause wherof fermours & other men, which vse manuryng of theyr lande, may not sel theyr corne but at a lowe price, to the great domages of all the realme. Our sayde soueraigne lorde the kynge, willynge in this case to prouyde a remedye, hathe ordeyned and stablyshed by auctoritie aforsayd, that it shalbe lawful to euery man to ship and carye all maner of corne and grayne out of this realme, to any place that hym pleaseth, excepte alonly to the kynges enemyes, as ofte and as longe as a quart of whete doth not excede the price of .vi.s. viii.d. and a quarter of barley thre shelynges, in the port where the whete or barley is so shipped. And that without luyng any lycence for the same, al maner of ordynaunces made to the contrarie not withstādyng. Prouyded always that the kyng be contented of his customes. And this ordynauns shall endure tyll the next parliament. Our sayde soueraigne lorde the kynge, for asmoche as this statute is not now in his force, and that many counties adioynyng to the see, maye not sell the substaunce of theyr corne, but by carryage and bryngynge by the see, hath ordeyned by the auctoritie aforsayd, that the statute and ordinauns aforsayd nowe expyred (as afore is sayd) shall begynne to holde his forte at the feast of the Natiuitie of oure lady nexte ensuynge, and shall endure from thens tyll the nexte parlyament nexte to be holden after the same feaste, so that a parlyament muste be holden with in ten yeres nexte ensuynge after the fyrste begynnynge of this present parliament. And if so be that there be no parlyament holden with in the same .x. yeres, that thā it shall cōtynue and endure tyl the ende of the same .x. yeres.

Cap. b. Corne. Licence.

Item it is graunted and ordeyned by the auctoritie aforsayd, that if any herafter bryng any marchaūdyses commyng from any parties beyond the see, to

Marchaundises.

wales.

see, to any port or place within the lande of wales, and after them sende in to Englande, and there discharge them out of any ship or vessell the custo-

Custome wolles, wolfelles.&c.

mes and subsidies therof to the kynge not payed, or if any person in any of the sayde portes and places in wales, ship any wolles, wolfelles, or other marchaūdyse of the staple, to be brought to the parties beyond the see, not customed, nor the subsidie to the kyng not payed, shall forfayt the same goo des and marchaundyses. And that the kynge shall haue his suyte in this behalfe in the countie next enioynyng in Englād to the porte, in the which such marchaūdises shalbe shipped or brought into wales, and that this or dynauns shall endure tyl the next parliament.

Cap. viii. Purueyours

Item it is ordeyned by the auctorite aforsayde, that the statutes before this tyme made of purueyours and byers, shalbe holden and kept, and put in due execucyon. And in case that any purueyour byer or taker wyll take and make purueyaunce, or bye any thynge to the value of fourty shelyn-ges or aboue of any person, and make not redy payment in hande, that thā it shalbe lawfull to euery of the kynges liege people to reteyne theyr goo-des and catalles, and to resyste suche purueyours and byers, and in no maner wyse suffre them to make any suche purueyaunces, byenges, or ta-kynges. And for the peace better to be kepte, that euery cōstable, tythynge man, or chiefe pledge of euery towne or hamelet, where suche takynges or purueyaūces shalbe made, shalbe ayding or assistyng to the owner or seller of sucht hynges to be taken agaynst the fourme of this ordynaūs, to make resystence in the fourme aforsayd, in case that suche constables, tythyngmā or chiefe pledges be requyred that to do, vpon payne to yeld to the partye so greued the value of the thynges so taken, with his double damages.

Constable.

And that none of the kynges liege people be put to losse or domage by the kyng or any officer for suche resystence. And that none of the kynges offi-cers shal be to be arrested, vered, or impleded in the court of ꝑ marchalley or ell where, any of the kynges liege people for suche witholdynge or not suffrynge to be done, vpon payne to lose .xx.li. the one moytie of that to the kyng, and the other moytie to hym whiche wyll in suche case sue. And that

Justices of peace.

the Justices of peace in euery countie shal haue powet by auctorite of this ordynauns, to enquyre, here, and determyne, alwel at the suyte of the kyng as of hym which wyll sue, of any thyng done agaynst this ordynauns, and therof to make due punyshment and execucyon, and to award damages to the partye playntyfe, whan any defendaunt is therof duely conuycte. And that in euery actyon to be taken vpon this ordynauns, euery partie defen-daunt shalbe put to answer to that without ayde of the kyng. And in suche actyons to be taken, proces shalbe made as in a writ of Trespas done aga-

Cōmissiō of purueyours.

ynste the peace. And that in euery commission of purueyours, byers, or ta-kers to be made, this ordynauns shalbe conteyned and expressed. And mo-reouer ꝑ this ordynaūs amonge other statutes of purueyours, byers, or ta-kers before this tyme made, shalbe sent to the shertyffes of euery countie of England to proclayme & delyuer the sayd statutes & ordynaūces in the ma-ner & fourme conteyned in the statute of purueyours and byers, made the

first

kyll yere of the reigne of our sayd soueraigne lorde the kyng that nowe is. And moreouer the kynge wyll and commaunde, that the statute made the xxvi. yere of kynge Edwarde, late kynge of England after the conquest, touchynge puruеyours of other persons than of the kyng, shulde be put in due execucyon.

¶ Item where as it is conteyned in the great chartre amonge othet thynges in the fourme whiche folowethe. No free man shalbe taken or imprisoned, or dissesed of his freeholde or his lyberties or free customes, or shalbe outlawed or banysshed, or in any wyse distroyed, nor goo vppon hym nor sende vppon hym, but by the lawfull iudgement of his peeres, or by the lawe of the lande. In whiche statute is no mencyō mad, howe women, ladyes of great estate, bycause of theyr husbandes peeres of the lande, maryed or soole, that is to saye, duchesses, countesses, or baronesses shalbe put to answere, or before what Iudges that they shalbe iudged vpon endytemētes of treasons or felonyes by them committed or done, bycause wherof it is an ambyguyte in the lawe of Englande, before whome and by whom suche ladyes so endited shalbe put to answer and be iudged. Our sayde soueraigne lorde the kynge, willyng to put out suche ambyguities and doubtes hath declared by auctorite aforsayd, that such ladies so endyted or hereafter to be endited of any treason or felonye, by them done or hereafter to be done, whether that they be maryed or soole, that therof shalbe brought in answer and put to answer and iudged before suche iudges and peeres of the realme, as peeres of the realme shulde be, if they were endited or impeched of suche treasons or felonyes done or hereafter to be done, & in like maner and fourme, and in none other wyse.

Cap. ix.

Free man.

Ladyes of great estate.

Peeres of the realme.

¶ Item where aswell in the cytie of Norwych as in the cōtie of Norffolke there be dyuers persons, which make fals clothes of al maner of worsteds not beynge of the assyses in length and brede as they ought to be and were of olde tyme accustomed, and the flayes and thredes pertenyng to the same be not ryghtfully made and wrought, in great dyscreppt aswell of denysens of the kyng as of the straungers repayryng in to this realme of England, whiche bye and vse suche marchaundyse, trustyng that it shalbe within as it sheweth without. wher of trouthe it is contrarie, and where as worsted was somtyme a good marchaundyse and greatly desyred and loued in the parties beyond the see, now bycause that it is of fals worke & of fals stuffe, no man therof takethe regarde, whiche is great domage to the kynges customes, to the great domage and prciudice of the kynges faythful liege people. Our sayd soueraigne lorde the kyng, willyng agaynst suche domage & prciudice to prouyde a remedye in this behalfe, hath the ordeyned by the auctorite aforsayd, that men of the crafte of worsted weauers within the sayd cytie, shal haue power euery yere at the feest of Pentecost to chose. iiii. wardeyns within the sayd cytie, of the same crafte, & ỹ same wardeyns to haue power to chose other. ii. men of the same crafte in the sayd cōtie of the sayd cytie, and al the same wardeyns to come before the mayre of the sayde cytie for the tyme beyng, the mōday after the day of corpus Christi thā ensuyng,

Cap. x.

worsteds.

Norwoiche.

and there

and there to be ſwoꝛne beſoꝛe the mayꝛe, to do ryght and make due ſuche of all maner of woꝛſtedes, and of the ſtuffe belongynge to the ſame, made oꝛ to be made within the ſayd cytie oꝛ countie. And that euery peace of woꝛſted ſhalbe purſuynge throughe the clothe of ryght woꝛke good and cõuenable ſtuffe, and that they ſhall holde the lengthe and bꝛede as the aſſyſe hath of olde tyme ben ryghtfully accuſtomed, that is to ſaye, the beddes of the greateſt aſſyſe in lengthe, xiiii. yardes largely, and in bꝛede foure yardes throughe the peace, and beddes of the meane aſſyſe. xii. yardes in lengthe, and thꝛe yardes in bꝛede throughe the peace, and beddes of the leeſt aſſyſe, x. yardes in lengthe largely, and two yardes and a halfe in bꝛede, and clothes called monkes clothes. xii. yardes in lẽgthe at the leeſt, and. b. quarters in bꝛede, and clothes called chanon clothes. b. yardes in lengthe, and. bii. quarters in bꝛede, and clothes called clothes. bi. yardes in the lengthe and two yardes in the bꝛede, and double woꝛſted. x. yardes in length, and b. quarters in bꝛede largely, and halfe doubles. bi. yardes in length, and. b. quarters in bꝛede, & rolle woꝛſted. xxx. yardes in length, & halfe a yarde in bꝛede largely. And ꝑ no lãmes wolle, noꝛ wolle called pelt wolle, ſhalbe put in any of theſe woꝛſtedes. And that the wardeyns of the ſayd crafte foꝛ the tyme beynge, ſhall haue poꝛwer and auctoꝛitie to ſeale all ſuche clothes and ſtuffe ſo founde defectyfe. And that the mayꝛe of the ſayd cytie foꝛ the tyme beyng, ſhall haue poꝛwer by the ſayd auctoꝛitie to enquyꝛe here, & determyne aſwell at the kynges ſuyte as at the infoꝛmacyons of the ſayde wardeyns, of all them whiche do contrarie to this oꝛdynauns with in the ſayd cytie. And in lyke fourme the Juſtices of peace in the ſayd countie out of the ſayde cytie, ſhall haue poꝛwer to enquyꝛe, here, and determyne, of all them whych do agaynſt the ꝓmyſſes in the ſayde countie out of the ſayde cytie. And if any man beſoꝛe the mayꝛe oꝛ Juſtice of the peace be theꝛof duely conuycte and attaynted, that than the ſame woꝛſtedes and ſtuffe ſo found defectyfe ſhalbe foꝛfayt, that is to ſay, the one halfe of ſuche foꝛfayture to the kynge, and the other halfe to the wardeyns foꝛ the tyme beyng of the ſayde crafte. And that the mayꝛe foꝛ the tyme beyng of the ſayd craft, and cytie the Juſtices of peace in the ſayd cõtie, ſhal haue poꝛwer to make ſuche ꝓces ſeuerally agaynſt ſuche perſon oꝛ perſons, which ſhalbe foũd defectyfe by enquyꝛe beſoꝛe them to be taken, of any thynge done agaynſte the ꝓmiſſes, as the kynges Juſtices of peace do ꝓpon enditementes take beſoꝛe them of treſpas done with foꝛce & armes agaynſt the kynges peace. And that this oꝛdynauns ſhall begynne to take effecte at the feaſt of ſaynt Mychel next cõmyng. And that it ſhal endure tyll the end of. iii. yeres next enſuyng after the ſame feaſt of ſaynt Mychel.

Cap. xi.

Trewce.

Saufcon-duytes.

Item where it was oꝛdeyned and declared by the ſtatute made the ſecõd yere of the reigne of kyng Henry the. b. father to our ſoueraigne loꝛde the kyng that no wis, foꝛ aſmoch as beſoꝛe the ſayd oꝛdynauns dyuers people compꝛyſed within the ſayd trewce, made aſwel by the ſayd late kynge as by kynge Henry the fourth, graũdfather to our ſoueraigne loꝛde that now is, and dyuers other hauyng ſaufconduytes aſwel of ꝑ ſayd late kyng Henry

the. b.

the.v.as of the sayd late kyng Henry the fourth, some haue ben slayn, some robbed and dispoyled by the kynges liege people and subiectes, alwell vpō the mayn see as within the portes and costes of the see of England, of Irland and of wales, wherby the sayde trewce and saufconduytes haue ben broken and offended, to the great dishonour and sclander of the kyng, and agaynst his dignytie, and the sayd manquellers, robbers, spoylers, and offenders of the sayd trewce and the kynges saufconduytes, as afore is declared, haue ben by dyuers of the kynges liege people & subiectes within the costes of dyuers counties receyued, abbetted, and procured, conceiled, hyred, susteyned, and maynteined, that suche manslaughter, roberye, spoylyng, breakyng of trewce, and of the kynges saufconduytes, and wilful receypt, abbettement, procurement, conceylement, hyer, sustenaunce, & mayntenauns of suche persons to be made in tyme to come by any of the kynges liege people and subiectes within the realme of England, of Irlande, and of wales, or vpon the mayn see, shalbe iudged and determyned for hygh treason, done agaynst the crowne and the kinges dignytie. And for almoch as the paynes conteyned & specyfied in the statute aforsayd, be so rigorous agaynst the kynges liege people and subiectes, and them so straytly bynde that the aduersaries and enemyes of the kinge be greatly bolded and comforted to make warre against them, and many of the kynges liege people & subiectes alwel vpon the see and costes of the see, as in the marches of the realme of Englande, oftentymes haue ben, some robbed and spoyled, and some slayne, wherby many of the kynges liege people inhabytynge in the marches and costes aforsaid, be greatly hyndered and impouerisshed, and in poynt to be tynally destroyed, and the marchauntes and mariners of the kyng be greatly ther by discoraged and abashed to passe vpon the see with theyr shippes and vessels, with theyr marchaundises, or otherwyse to make warre for the saufgarde of the see, and the nauye of the realme of our sayde soueraigne lorde the kynge in poynt to be destroyed, and the marchauntes of the kyng clerely discomforted to make or rene we any shippes or vessels. At the parliamēt holden at westmynster, the.x. day of Octobre the.xiiii. yere of the reigne of our sayd soueraigne lorde the kyng that nowe is the penalty, iudgement, and determynacyon in the same statute conteined was put in suspence and respite by.vii. yeres than next ensuynge, as by the statute therof made in the same parliament pleynly appereth. The same our soueraigne lorde the kynge that nowe is, consyderyng the premisses, and that ꝑ sayd tyme of.vii. yeres is wel nyghe paste, ordeyneth by auctoritie aforsayd that none of his liege people and subiectes, by force of the sayd statute, for no thynge by hym attempted or herafter to be done agaynst the fourme and tenour of the sayd statute, as to the said payne of treason, shalbe in any wyse punysshed, molested, nor greued, nor shall incurre no payne for ꝑ same other wyse than he ought before the makynge of the sayde statute, but that he his heyres and executours of all paynes and forfaytures of treason, bycause of the sayde statute, agaynst the kynge his heyres and successours shalbe clerely quyte and discharged And that this ordinaunce shall endure

tyll the

tyll the next parliament.

Ca.xii. Particyon. Wolles wolfelles. &c.

Item where as by the ordynaunce of particyon made vpon wolles and wolfelles in the staple of Caleys, and by the longe and strayt contynuauns of the same, great hynderaūce and decreace haue come to the kyng of great notable sūmes of his great customes and subsidies, as well in his realme of Englād, as at his towne of Caleys, as it appereth sufficiently of record in his eschekier, for the whiche the cōmēs of this realme haue ben often tymes charged to theyr great domage, the kynges souldeours of Caleys and of ȳ marches there the worse payed of theyr wages, the sayd towne and castel of Caleys not repayred, and that also the sayde streyt rule hathe caused many marchauntes straūgers to laboure to theyr lordes of theyr partye to make as greuous and streyt serche vpon bullyon commyng to the kynges mynte to Caleys, so that men of dyuers cuntreys in conueyauns of bullyon haue ben greatly hindered, aswel in theyr persons as in theyr goodes, so that the sayde mynt is fallen in great decay, and may not be susteyned as it was in the tyme of ȳ reigne of kyng Henry the fyfte, father to our sayd soueraigne lorde the kynge that nowe is, and many yeres, before that the sayd particyon was fyrst ordeyned and made. And that moreouer ȳ marchaūtes of this realme be by that greatly hyndered, and the moste parte of them of very necessitie be enforced to leaue theyr marchaundyses of wolles and wolfelles, bycause that they may not attende the streyte rule of the sayde particyon. And whereby some do stele out of this realme wolles and wolfelles without payment of any custome, subsidie, to our soueraigne lord ȳ kyng for ȳ same which hath ben and is dayly a great decreas and hynderauns to the nauie of this realme of England, and to ȳ maysters of shippes and maryners, by cause that theyr lyuyng and yerely auayll is greatly decreased & mynyshed by the lytyl shippyng of wolles and wolfelles of the sayd staple, for the causes aforsayd, and that the price and value of ȳ wolles and wolfelles by the sayd streyt rules and ordynaunces of particyon is very greatly decreased and mynyshed. And where as vpon the same it was prayed to the same our soueraigne lorde the kyng that now is, by his said cōmens by theyr particyon to hym made, that it wold please hym of his noble grace to consyder the premisses, and for the vniuersal weale, auayl, and encrease of riches of this realme, to graūt and ordeyne by the auctoritie aforsayd, that al wolles and wolfelles, which herafter shalbe shipped by marchauntes denysens of this realme of Englād to the staple of Caleys, shalbe put to sale by the owners of the same wolles & wolfelles, or by theyr atturneis there vnder due forme and rule of the sayde staple, to the prycе and value of the sayde wolles and wolfelles, as it is by the ordynauns of the sayd staple at this tyme put and vsed, or at suche price as by the rule of the sayde staple shalbe ordeyned and apoynted, as often and whan it shall please the same marchauntes or theyr atturneys. So that the thyrd parte of the price and value for al suche wolles and wolfelles, to be solde herafter to the said staple, at the tyme of ȳ sale and before the delyuerey of them, shalbe brought from the sayd staple and had in bullyon of syluer to the kynges mynt at Caleys, there to be coyned

Staple.

Caleis.

Bullion.

by the

by the ſurueyeng of the mayre, conſtables, and company of the ſayde ſtaple for the tyme beyng, to be deliuered after that it is ſo coyned to the ſayd marchauntes owners of the ſayde wolles and wolfelles ſo ſolde, and by them or theyr attutneys to be brought and had in the ſayd realme of Englād by the ordynaunce and ſurueyeng of the ſayd mayre and conſtables and company of the ſayd ſtaple for the tyme beynge, without unbeſyllyng or ſubtractyon of that in any wyſe, and without particyon of the money whiche ſhall come of the ſayd bullyon, or of any payment of theſe other parties of the value of the ſayd wolles and wolfelles to be had or made. And that this ordynaunce ſhall endure tyll the ende of. viii. yeres nexte enſuynge: The ſame our ſouereigne lord conſyderyng the premiſſes hath graunted and ordeyned, by the auctorite aforeſayde, that as to the particion aforeſayd the mayre & conſtables and company of the ſayd ſtaple of Caleys ſhal reforme the ſame amōg them ſelfe accordyng to the ſayd peticyon, before the fyrſte daye of Auguſte nexte commyng. And that it ſhalbe ſo obſerued hereafter duryng the ſayde viii. yeres. And yf they that do not than the ſame, our ſouerayngne lorde the kynge hath graunted and ordeyned by the auctorite aforeſayde, that as to the peticyon and to the remenaunt in the ſame peticyon conteyned, it ſhalbe done as it is deſyred.

Here begynneth the ſtatute made at weſtmynſter the xxiii. yere of kyng Henry the. vi.

AT the parlyament holde at weſtmynſter, the. xxv. day of February, the. xxiii. yere of the reigne of kyng Henry the. vi. the ſame our ſouerayngne lord the kyng, by the aduyſe and aſſent of the lordes ſpirituall and temporal, and the comens beyng in the ſayd parliament, by auctorite of the ſame parliament made to be ordeyned and ſtablyſſhed dyuers ordynaunces & ſtatutes in the maner and fourme folowynge.

Fyrſte where as in the parlyament holden the. xxvi. yere of kynge Edwarde the thyrde, for the greuous complayntes made vpon purueyours of vitayles, it was ordeyned and ſtablyſſhed, that no man of the realme ſhuld haue any takynges but onely the kyng and the quene his companyon, and that vpō ſuch purueyaūce to be made for ỹ houſes of the kyng & the quene, redy payment ſhalbe made in hande, that is to ſay, the price for which ſuche vitayls ſhalbe ſolde commonly in marketes nere about, and that the haynous name of purueyours ſhalbe chaunged & named byars, & yf the byars can not wel agre with the ſeller for that that ſhall nede, than the prices that ſhalbe made for the ſayd two houſes ſhalbe made by the viewe witneſſynge and preyſyng of the lordes or theyr baylyffes and conſtables, and. iiii. good men of euery towne, and that by endenture to be made betwyxte the byars and that the ſayd lordes or baylyffes conſtables or. iiii. men conteyning the quantite of theyr prife, and the price, & of what perſons. And that the pryſes ſhalbe made in a conuenyent and eaſy maner without dureſſe, manace, rebuke, or other villanye. And that the pryſes & byenges ſhalbe made in pla-

Cap. i. Purueyours

 ces where

ces where there is greatest pleynty, and that in conuenient tyme. And that there be no moze taken than shall nede foz the season foz the sayde two houses. And that the nombze of the sayd byars shalbe mynisshed in asmoche as a man maye well. And that suche be byars, whyche shalbe sufficient to answer to the kynge and to his people. And that none of them shal haue a deputye. And that the commissions shalbe sealed with the great seale, & euery halfe yere restozed in the chauncerie, and other to be made of newe, and that in the sayd commyssions shalbe compzised all the maner and mater of theyz pzyses and byenges. And that no man shalbe holden to obey to the byars of other lozdes agaynst theyz good wyll, noz to the byars of the sayde houses, yf they make not redy payment in hande, as afoze is sayde. And that no man shalbe put in contempt bycause of disobedience done in this behalfe. And that the pzises of all maner of cozne and malte foz the sayd two houses shalbe measured by the measure accozdyng to the standard stryken and not heped. And foz the caryage of the sayd cozne and malte, and foz al other maner of pzises and byenges to be made foz these two houses, redye payement shalbe made in hande in the same maner as foz the pzises and byenges afoz sayd. And ỹ no moze caryage be taken than shalbe nedefull in this behalfe. And yf anye byar make anye pzyses and byenges, oz be taker of cartage, in any other maner than is compzysed in theyz commyssyons, they shall haue punysshement of lyfe and of membze as is ozdeyned of puruеyours.

Cap. ii. Byar of Vitayle.

ITem that no byar of bytayl noz taker of caryage, shal take noz receyue of no man any gyfte oz other pleasure, to shewe any fauour, noz shal charge noz greue any man bycause of suche takynges, byenges, and cartages, foz hatred, enemytie, yll wyll, oz pzocurement. And yf he doo, and of that be attaynted at the suyt of the partie, he shall yeld to the partye his treble domages, and shal haue the impzysonement of two yeres, and shalbe raunsoned at the kynges wyll, and after shall fozswere the courte, and yf the partye wyll not sue, he that wyll sue foz the kynge shal haue the thyzd peny of that that shalbe recouered foz his labour. And neuertheles the byar and taker shall haue the punyshment as afoze is sayd in the same article. And ỹ euery byar vpon his accompt shal do to be declared and seuerally distynguysshed al the takynges, byenges, and of euery countie, towne, oz person: Our sayd soueraigne lozd the kyng that nowe is, consyderyng the pzemisses, hath ozdeyned and commaũded by auctozitie of his sayd parlyament, that the sayd statutes fromhens foz̄th shalbe duely kepte and put in due execucyon. And

Purueyour. mozeouer hath ozdeyned by the same auctozytie, ỹ euery purueyour & byar befoze that they shal haue any commyssion, shalbe sworne in the chauncery, that he shall take nothyng of the people contrarie to the sayd ozdynaũces, And mozeouer foz asmoch as ỹ poore people be not of power, noz dare make resistence agaynst the puruеyours & byars, noz sue them by the law, though that they do contrarie to the sayd statutes, it is ozdeyned by the same auctozitie, that the pzeysours, and also al the towne oz townes adioyning, if nede be, shalbe bound to do their deuour and power to resiste the byars and puruеyours, doyng contrarie to the sayd statutes, and asmoch as in them is to

execute

execute the sayde statutes vpon the same purueyours, yf they be requyred. And that he which is greued of his goodes taken contrarye to the sayd statutes & ordynaunces, may chose to haue an actyon of Det agaynst the sayd pretiours, towne, or townes, and euery of them, whiche do not theyr deuour in resistence of the sayd purueyours or byars in the fourme aforesayd, whan they shalbe requyred, or els agaynst the sayd purueyours or byars & euery of them to recouer the treable value of his goodes so taken, and moreouer his treble costes & his damages. And yf any purueyour or other the kinges officer, do trouble or vexe any of ỹ kinges lyege people in the marchalsie or elswhere, by anye small suggestion or cause feyned, ymagyned, or coloured vpon them because of execucyon of the sayd ordynaũces, he shal incurre the peyne of. xx. li. to be payde to the partye greued ouer his domages and costes in this behalfe susteyned. And ỹ he therupon shall haue a wryt of Det. And that euery yssue triable in this actyon shalbe tried in the coũtie where takyng of the sayd goodes was made. And that the defendauntes in all the sayde cases shall not be admitted to wage theyr lawe. And shalbe put to answer without fourchyng, And no Essoyne, Ayde of the kyng, nor protectyõ shalbe to theym allowed. And that the sertaunt of the caterye shall satisfye al the domages, dettes, and execucyons, whych shuld be recouered agaynst euery purueyour and byar vnderneth hym in all the cases aforesayd, in case that the purueyour or byar be not sufficient to satisfie. And the partie compleynaunt shall haue a Scire facyas to haue execucyon agaynst the sayde sertauntes in that case. And that these statutes and ordynaũces shalbe sent to the Justices of the peace in euery countie, to proclayme them euery yere, and therof to enfourme the people.

¶ Item our sayd soueraygne lorde the kyng hath ordeyned by the auctoritie aforesayde, that no man hereafter shall packe nor shyp any thrũmes nor wollen threddes in any wyse, to be had or to passe out of his realme of England beyonde the sea, duryng the terme of. iii. yeres nexte ensuynge, vpon peyne of forfayture of the same thrummes & wollen thred, or the very value of the same to the kynge, The kynge to haue the one halfe therof, and he whiche shall the same espye, fynde, and proue the same to be forfayt, to haue the other halfe. And that he that packeth to shyp beyonde the sea any suche thrũmes or wollen thred hereafter, contrarie to this ordynaunce, shall haue one yeres imprisonement, and moreouer shall make fyne and raunsome for his offence in this behalfe, sauynge alwayes to the kynge his auauntage by the statute made in the parlyament holden at westmynster the. viii. yere of his noble reigne touchynge this mater. Cap. iii. Thrummes. wollen thredes

¶ Item where as in the last parlyament of the kynge holden at westmynster, among other thinges it was enacted and graunted by auctoritie of the same parlyament, that where there were dyuers persons aswell within the cytie of Norwiche as in the countie of Norfolk, whiche made fals worke of al maner of worstedes, not beynge of the assyse in lengthe and brede as they ought to be, and were of olde tyme accustomed, and the slayes and thred to that pertaynyng were falsely made and wrought, to the great disceyt aswell Cap. iiii. worstedes.

 of deny-

of denysyns as of straungers repayrynge to this realme, whiche vse to bye such marchaūdises, trustyng that they be within as it appereth outwardly, wherof treuth it was contrarie: And where worstedes were somtyme good marchaundyses and greatly desyred and loued in the partyes beyonde the sea, bycause it was of fals worke and of fals stuffe, no man doth set by the same, to the great domage of the kynges custome, and great domage & preiudyce to his faythful people, it was also ordeyned to the destructyō of such defautes, that the men of the sayd crafte within the sayd citie shuld haue power euery yere at the least of Pentecoste, to chose .iiii. wardeyns within the sayd citie of the same crafte. And the same wardeyns to haue power to chose other two men in the sayd countie out of the sayd cytie, and al the sayd wardeyns to come before the mayre of the sayd cytie for the tyme beyng, ỹ monday after the day of corpus Christi thā next ensuyng, and there to be sworne before the mayre, to make true and due serche of al maner of worstedes, and of the stuffe perteynyng to the same, made or to be made within ỹ sayd cytie or countie, and that euery pece of worstede shalbe pursuyng through all the cloth of ryght worke good and conenable stuffe, and that they shal hold the lengthe and brede as the assyse hath ben of olde tyme accustomed, that is to say, beddes of ỹ greatest assyse in length .xiiii. yardes largely, & in brede .iiii. yardes largely through the peece, & beddes of the meane assyse .xii. yardes in length, and in brede through the peece .iii. yardes, and beddes of the least assyse .x. yardes in length largely, and two yardes and a halfe in brede. And clothes called the monkes clothes .xii. yardes in lengthe at the least and .v. quarters in brede. And clothes called chanon clothes of the one assyse .v. yardes in length and .vii. quarters in brede. And of the other assyse .vi. yardes in lengthe and two yardes in brede. And double worsted .x. yardes in lengthe and .v. quarters in brede. And halfe double .vi. yardes in lengthe & v. quarters in brede, and rolle worsted .xxx. yardes in lengthe and halfe a yarde in brede largely. And that no lāmes wolle nor wolle called pelt wolle shalbe put in any of the same worstedes. And that the wardeyns of the sayd crafte for the tyme beyng shall haue power and auctorytie to sease all suche clothes and stuffe so foūde defectyfe, and that the mayre of the sayde cytie for the tyme beynge haue power to enquyre, here, & determyne alwell at the kynges suyte as at the informacyon of the sayd wardeyns, of al thē that do contrarye to the sayd ordynauns within the sayde cytie. In lyke fourme the Justices of the peace in the sayd countie out of the sayd cytie, shal haue power to enquyre, here, and determyne of al them that do contrarie to the premysses in the sayd countie out of the sayde cytie. And yf any man before the sayd mayre or Justice of the peace shalbe duely cōuycte and atteynted, that than the same worstedes and stuffe so foūde defectyfe shalbe forfayt, that is to say, the one halfe of suche forfayture to the kynge, & the other halfe to the wardeyns of the sayd crafte for the tymè beyng. And that the mayre for the tyme beyng of the sayd cytie, and the Justices of the peace in the sayd countie, shall haue power to make suche proces seuerally agaynst suche persone or persons, which shalbe foūde defectyfe by inquyrie before them to be takē,

Pelt wolle.

of any

of any thynge done contrarie to the premysses, as the Justices of the peace do vpō enditementes taken before them of trespas done with force and armes against the kynges peace. And that the sayd ordynaunce shal begynne to take effect at the feast of saynt Mychel next ensuyng the sayd parliamēt, to endure tyl the ende of .iii. yeres: The kynge consyderynge the premisses, hath ordeyned by auctoritie of his sayd parlyament, holden the .xv. day of Februarye, for the weale of al his people of his sayd realme, and in amendement of the sayde worstedes, for and in destructyon of all maner of disceypt to be done & wrought in worstedes by them that haue theym by the meanes of the same, that men of the sayde crafte within the sayd cytie shall haue power euerye yere at the feaste of Pentecoste to chose foure wardeyns within the sayde cytie of the same crafte. And also in lyke maner that the artificers of the same crafte, dwellyng out of the sayd cytie, that is to say, in the countie of Norfolke, shall haue power euerye yere at the feaste of Pentecoste to chose four wardeyns within the sayd coūtie of the same crafte. And that the wardeyns in the sayde countie & cytie shalbe sworne before the mayre of the sayd cytie, & the steward of the duchye of Lancaster within the sayd countie for the tyme beynge, yf he be present within the sayde cytie, or els before the mayre alone, the sayde steward beyng absent at suche tyme. And that all the sayd wardeyns, aswel within the sayd cytie as without, or els the most parte of them, vnder the same fourme before reherced chosen & sworne, shall haue full power to surueye the worke of the sayde artificers. And that they shall make and worke wel & lawfully. And do to be ordeyned suche rules and ordynaunces within the sayd crafte, as shall seme to them necessarie for the amendement of the sayd worstedes and the crafte. And that suche rules and ordynaunces by them so made and ordeyned to be by the sayde artificers obeyed and obserued, or els suche of the sayd artificers that breke or do contrarie to the sayd reules and ordynaunces, to be punished by the discrecyon of the sayd mayre and steward. And also that no man of the sayd crafte shal make any worsted, except he put vpon the same his sygne by the ordynaūce of the sayd wardeyns, or otherwyse the sayd worstedes shalbe forfayt to the kyng, and that the sayd wardeyns, aswel within the sayd citie as within the counties of Norfolke and Suffolke, shal haue full power to serche or do to be serched al maner of worstedes, aswell within the loomes as without the loomes. And that al maner of worsted & stuffe perteyning to the same found by them for any cause decyted defectyfe by the sayd wardeyns to be forfayt, that is to say, the one halfe to the mayre and baylyffes of the citie, burghes, or townes, or to the chiefe lordes of the fee of and in such places where such worstedes and stuffe by the sayd wardeyns shal happen to be founde defectyfe and forfaytable for any cause aforesayd, and the other halfe to the wardeyns of the sayde crafte, and that all maner mayres, sheryffes, & baylyffes, and all other officers shalbe attendyng, aydynge, and supportyng the sayde wardeyns in their serches, as often as they or any of thē shalbe by the sayd wardeyns or any of them requyred. And that this ordynaunce shall endure tyll the ende of .iii. yeres nexte ensuyng. Prouyded alwayes, that yf the wardeyns

deyns of the sayd crafte, aswell within the sayd cytie of Norwyche as without, or otherwyse the greater parte of them in maner and fourme aforesayd, happen to be chosen and sworne to make any such rules and ordynaūces as afore is sayde, that the same reules and ordynaunces shalbe in no wyse put in execucyon before that the kyng and his counsell be certified of them, and that the same rules and ordynaunces shall seme to the kynge and his counsell expedient and necessarie for the weale of the kyng and of his realme.

Cap. b. Wales.

Item where as dyuers persons dwellyng in Wales and in the marches of wales, endited & outlawed of treasons & felonies commen into the countie of Herford to cyties and burghes, townes, fayres and markettes, and to other places within the sayde countie, somtyme by nyght, and there sell, bye marchaundyse and tary by .ii. iii. iiii. dayes or more at theyr wyll, and after returne into theyr owne countreys without greuaūce, impechement, or execucyon of the law made vpon them by the sheryffe of the sayde countie, his ministers, or by any other persone, by reason that the sheryffe and his ministers oftentymes haue no knowlege of theyr persons, nor of theyr beynge within the sayd countie, and other persons, some for fauour and amitie, and some for doubte of hurte, by reason of whiche none doyng of due execucyon of the lawe, the sayd persons endited outlawed, and other offenders of wales, and of the marches aforesayd, doute not to come, slee, bren, robbe, and to do other offences in the sayde countie, to the perpetual destructyon and impouerysshment of the cōmens of the sayd coūtie: Our sayd souerayne lorde the kyng, consyderyng the premisses, hath graunted by auctorite aforesayd, that yf the sheryffe, vndersheryffe, or any sheryffes mynysters, mayre & baylyffes of townes and burghes, or any other person conuersaunt within the sayde countie, knowe and see any suche person endyted or outlawed in any place within the sayd countie, that he shal arrest, take, and bryng him to the sayle within the sayde countye, and there shall delyuer hym to the sayler after the lawe of the realme. And yf anye suche person endited or outlawed wyl disobey the arrest to be made in the fourme aforesayde, that he againste whome suche disobeysaunce is made, shall leuey hue & crye. And that euery person that is conuersaunt within the sayd coūtie, that heareth the hue and crye, shall come and ayde him that leuyed the sayd hue and crye, to take the sayde offender, & shall do theyr power that to do. And yf they can not take him, they shal folowe & pursue hym out of the sayd countie with hue & crye. And that the sheryffe vndersheryffe and theyr mynysters, mayre, and baylyffes, conuersaunt and heryng of suche hue and cryes, shall make due execucyon of the sayd ordinaūce according to theyr power, vpō the peyne, that is to saye, the sayde sheryffe vndersheryffe and theyr mynysters, mayre and baylyffes, to make fyne and raunsome to the kyng, & the sayd persons conuersaunt and herers, that is to say, a knyght. C. shelynges, an esquyar. xl. s. & all other inhabytauntes. xx. s. And that the Justices of peace in the sayde countie for the tyme beyng, shall haue power to enquyre, here, & determyne vpon the defautes & negligences of the sayde sheryffe, vndersheryffe, & ministers, mayre and baylyffes conuersaunt and herers of the sayde hues and

Ordynaūce.

Justices of peace.

cryes.

cryes. And moreouer the kyng wyl, that the statute of westmynster prymer, touchyng lyke matter, shalbe put in execucyon.

¶ Item where as at the parliamēt holdē at westmynster the.xv. yere of the reygne of the kynge that nowe is, for the cōmen profyte of all the realme it was ordeyned in the fourme as foloweth. Item where as by the law it was ordeyned, that no man may carye nor bryng corne out of the realme of England, without the kinges licence, by reason wherof fermers and other men, which vse manuryng of theyr lande, maye not sell theyr corne but at alowe price, to the great domage of all the realme: Our soueraigne lord the kyng, willyng in this case to prouide a remedy, hath ordeyned by auctorite aforesayd, that it shalbe lawful to euery man to shyp and carye al maner of corne and grayne out of this realme, to any place that pleaseth him, except alonly to the enemyes of our soueraygne lord the kyng, as often and as long as a quarter of wheate do not excede the pryce of.vi.s.viii.d. & a quarter of barley.iii.s. in the same porte where the wheate or barley is so shypped, & that without suyng any lycence for the same, all other ordynaunces before this tyme made to the contrarye notwithstandynge. Prouyded always that the kynge be contented of his customes and money. And this ordynaunce shall endure tyl the nexte parlyament. And for asmoch as this statute is not now in his force, and that many counties adioynyng to the sea maye not sell the substaunce of theyr corne, but by cariage to be caried by the sea: Our sayde soueraygne lorde the kynge (consyderyng the premisses) hathe ordeyned by auctorytie of his sayd parlyament: holden the sayde.xv. daye of Febryuary, that the statute and ordynaunce aforesayd by auctoritie of the same parlyament shalbe perpetuall, and stande in his force for euer. Corne. Grayne.

¶ Item where as the poore comens & the kynges faythfull liege people of his cōtie of Northumberland, haue ben of long tyme oppressed & surcharged by the sheryffes of the sayde countie for the tyme beynge, leueyng and doynge to be leueyed of theyr goodes and catals to the summe of.xl.li. and more called hed pens.ii.tymes in.vii. yeres, that is to say, euery thyrd yere, and euerye quarter of a yere, to theyr owne auayle, without any accompte profite or auauntage to the kyng, and without any lawful cause or groūde: but of theyr great extorcyon, whiche causeth dyuers men to labour and expend great goodes to be sheryffe whan the said yeres come, to the great oppression of the sayd cōmens: Our soueraigne lorde the kyng, consyderynge the premisses, hath ordeyned and graunted by the auctoritie aforesayd, that the sayd gatheryng of the sayd hedpens, shalbe clerely put out for euer, any vse or custome to the contrarye notwithstandynge, vpon peyne of a.C.li. to be payed, the one halfe of the same to the kyng, & the other halfe to the partie, which wyll sue for the forfayture agaynst the sheryffe. This ordinaunce to begyn at the feast of the natiuitie of saynt Johñ baptyst, which shalbe in the yere of our lorde. M.CCCC.lvi. Cap.vii. Sheryffes. Hedpens.

¶ Item where as kyng Edward the thyrd, for dyuers and notable causes, in his parlyament holdē at westmynster the wedneseday next after mydlent, the. xliii. yere of his reygne (bycause that dyuers sheryffes in dyuers coun- Cap.viii. Sheryffes.

ties in England than beyng, had their offices some for terme of yeres of the kynges graunt, and some trustyng of longer contynuaūce in theyr offyces by procurement, &c. were greatly encouraged, and dyd take vpō them to do many and diuers oppressions to the kinges lyege people, vnduly and euyl, and falsely do serue the king and his people dyd ordeyne and make, that no sheryffe shuld tary nor abyde in his office ouer a yere, and that thā an other couenable and suffycient man shuld be ordeyned in his place by the chaūceler and treasorer of Englande, & the chiefe baron of the escheker and other euerye yere in the morowe of all soules, as it appereth in the sayde statute. And after the same statute so made, by an other statute made at westmynster in the parlyament of ỹ sayd king, holden the fyrst day of May, the .xlii. yere of his reygne, he ordeyned & made, ỹ no sheryffe nor vndersheryffe, nor sheryffes clerke, shuld tary & abyde in his office ouer one yere, as it is ordeyned by other statutes before this tyme, as it appereth more playnly by the sayd statute of the .xlii. yere: And moreouer by an other statute made at westmynster, in the .xb. of saynt Mychel, the fyrst yere of the reigne of king Rychard the second, it was ordeyned & made, that no man, which hath ben sheryffe of any coūtie by one hole yere, shalbe an other tyme chosen nor put in the sayd office within .iii. yeres nexte ensuyng, except ỹ there be none other sufficient within the sayd countie, as it appereth more playnly by the sayde statute of kyng Rychard: And where as in dyuers coūties in England, after the makyng of the sayd statutes, many & dyuers sheryffes haue ben made, & haue occupied within some of the sayd counties .x. yeres, and some .xii. yeres and more: to the great domage of the kynge that now is, his progenytours and theyr people within the sayd counties, contrarie to the sayd statutes and all other good rule, and very lykely in tyme to come to be to theyr importable domage and open disheryson, and supportacyon of manslaughter periury and great oppression to many of the kynges lyege people, consyderyng the great consangupnitie alyauns and the famyliers of the sheryffe, as well of them that haue ben before this tyme, as of them which nowe be in the sayd counties: Our sayd soueraigne lorde the kyng, consyderyng the premisses, hath ordeyned by the auctorytie aforsayd, that the statutes before recyted, & euery of them, shalbe duely obserued in euery coūtie of England. The vndersheryffes and all other offycers within the cytie of London, which nowe be or shalbe at al tymes excepted. And suche coūties alonly except, in which dyuers of the kynges lyege people be enheritable to the office of sheryffe at this daye, and also suche persons, which haue estate of freehold in the office of sheryffe at this daye, and except the letters patentes made to them of the office of sheryffe and theyr vndersheryffe and clerkes. And yf any sheryffe, or vndersheryffe, or sheryffes clerke occupie the office of sheryffe, vndersheryffe, or sheryffes clerke, contrarie to any of the statutes afore recyted, or agaynst the effecte or entent of any of thē (except before except) that than he, which doth so occuppye, shal forfayt the sūme of .CC.li. yerely asiong as he occupieth contrarie to the effecte of the sayd statutes. And that euery pardō hereafter to be made for suche offence or occupacyon or forfayture of sūmes

Shyreffes clerkes.

London.

Pardon.

before

before recyted, shalbe voyd & not auaylable. And al patentes made or to be made of any of the sayde offices for terme of yeres, for terme of lyfe, or fee symple, or in fee tayl, to any of the kynges liege people (excepte before excepte) shalbe voyde & of no value by the same auctorite, any clause or worde of Non obstante, in any wyse, put or to be put in suche patentes to be made notwithstandynge. And moreouer who so euer presume vpon hym or them to take or occuppye the sayd office of sheryffe by vertue of suche grauntes or patentes now to be made for terme of yeres for terme of lyfe, fee symple, or fee tayle, to stand for euer and at all tymes dysabled to be or bere the office of sheryffe within any countie in Englande by the same auctorite. And that euery liege man, whiche wyl sue for the sayde summe forfayt agaynst hym or them, whiche in suche maner do forfayt, shalbe receued and admytted to sue an actyon of Dette in his owne name, our soueraigne lorde the kynge to haue the one halfe of al that shall happen by the same actyō to be recouered by such suyte and he or they ỹ so pursueth, to haue ỹ other halfe.

¶ Item where as in the parliament holden at westmynster at the .xv. of saynt Mychel, the .vi. yere of the reigne of the kyng that now is, for ỹ great domages and losses that happeneth by the great rysyng of water in diuers parties of this realme, and that many greater losses were lyke to haue comen, if remedye had not ben hastely prouided, wherfore by auctorite of the sayd parliament it was ordeyned and graunted, by .x. yeres than next ensuynge, that seuerall commissions of sewers shuld be made to dyuers persons by the kynges chaunceler of England for the tyme beynge, named in al parties of this realme where nede is, after the fourme folowynge in the same statutes, by reason wherof the sayde mischiefes were greatly refourmed and amended. And where as nowe of late in dyuers parties of this realme, by great rysyng of water, many townes and landes to a great quātitie be drowned and destroyed, to the great hynderauns of this realme, & great pretudices, domages, and mischiefes, be veray lykely to fall, if remedye be not hastely for the same prouyded. The kyng consyderynge the premisses, and howe the .x. yeres be passed, hath ordeined by auctorite aforsaid that duryng the terme of .xv. yeres next ensuyng, the chaunceler of Englād for the tyme beyng shal haue power to make commissions of sewers out of the kynges chaunceric, vnder the kynges great seale, in suche fourme as it was graunted to be made by the statute made the sayd .vi. yere.

Cap. ix.

Cōmissions of sewers.

¶ Item the kyng cōsiderynge the great periury, extorcyon, and oppression which be and haue ben in this realme by his sheryffes, vndersheryffes, and theyr clerkes, coroners, stewardes of fraunchyses, baylyffes, and kepers of prisons, and other officers in dyuers counties of this realme, hathe ordeyned by auctorite aforsayd, in eschuyng of al suche extorcyon, periurye and oppression, that no sheryffe shal let his countie, nor any of his baylywykes hundredes, nor wapētakes, nor that the said sheryffes, vndersheryffes, baylyffes of fraūchyses, nor any other baylyffe, shall returne vpon any writ or precept to them directed to be returned, any enquestes in any panell there vpon to be made, any bailyffes, officers, or seruaūtes to any of the officers,

Cap. x.

Sheryffe.

Enquest. Panell.

or ſeruauntes to any of the ſeruauntes aforſayd in any panell by thē ſo to be made, nor that none of the officers and mynyſters, by occaſyon or vnder colour of theyr office, ſhal take any other thyng by them, nor by none other perſon to theyr vſe, profite or auaile of any perſon by them or any of thē to be arreſted or attached, nor of none other for them, for the letting of any arreſte or attachement to be made by theyr body or of any perſon by them or any of them, by force or colour of theyr office arreſted or attached, for tyne fee ſuite of priſon main priſe lettyng to baile or ſhewing any eaſe or fauour to any ſuche perſon ſo arreſted or to be arreſted, for theyr reward or profyte except ſuche as foloweth, that is to ſay, for the ſheryffe .xx. ſ. the baylyffe, whiche maketh the arreſt or attachement, foure pens, and the iayler, if the priſoner be commytted to his warde .iiii. ſ. And that the ſheryffe, vnderſheryffe, ſheryffes clerke, ſteward, or baylyffe of kraūchyſe, ſeruant or baylyffe, nor cozoner, ſhal take any thing by colour of his office, by hym nor by none other perſon to his vſe of any perſon for the makyng of any returne or panell, and for the coppye of a panell .iiii. ſ. And that the ſayd ſheryffes and all other officers and mynyſters aforſayd, ſhall let out of priſō al maner of perſons by them or any of thē to be arreſted, or beyng in theyr cuſtody by force of any writte, byll, or warraunt, in any actyon perſonal, or by cauſe of enditement of treſpas, vpon reaſonable ſuerties of ſufficient perſons, haupnge ſufficient within the coūties where ſuche perſons be ſo let to bayll or mayn priſe, to kepe theyr dayes in ſuche places as the ſaid writtes, bylles, or warraunties ſhall requyre. Suche perſon or pſons, which be or ſhalbe in theyr warde by condempnacyon, execucion, capias vtlagatum, or excommunicatum, ſuertie of ỹ peace, and al ſuche perſons, which be or ſhalbe commytted to warde and by eſpecyal cōmaundement of any Juſtice, and vacabōdes refuſyng to ſerue after the fourme of the ſtatute of labozers, onely excepte. And that no ſheryfe, nor none of his officers or mynyſters aforſayde, ſhall take or do to be taken, or make any obligacion for any cauſe aforſaid, or colour of theyr office, but alonly to them ſelfe of any perſon nor by any perſō, whiche ſhalbe in theyr warde by the courts of the lawe, but vpon the name of theyr office, and vpon condicyon that the ſayde priſoners ſhall appere at the daye conteyned in the ſayd writtes, byl, or warraunt, and in ſuch places as the ſayd writtes, bylles, or warrauntes, ſhall requyre. And if any of the ſayd ſheryffes or other officers or mynyſters aforſaid, take any obligacyon in other fourme by colour of theyr offices, that it ſhalbe voyd. And that he ſhal take no more for the makyng of any ſuch obligacion, warraūt, or pcept, by them to be made, but .iiii. ſ. And alſo that euery of the ſaid ſheriffes ſhall make yerely a deputie in the kynges courtes of his chauncerie & benche, and in the eſcheker of recozd, before ỹ they ſhall returne any writtes, to receyue al manet of writtes & warraunties to be delyuered to thē. And ỹ al ſheryffes, vnderſheryffes, clerkes, baylyffes, iaylers, cozoners, ſtewardes, baylyffes of fraunchyſes, or any other officers or miniſters, which do cōtrarie to this ordynauns in any poynt of ỹ ſame, ſhal loſe to the partie in this behalfe indomaged or greued his treble domages, & ſhall forfait ỹ ſūme of

Cozoner.

Warnyſſe.

Jaylour.

xl.li.

xl.li. at euery tyme that they or any of them do the contracte therof in any point of the same wherof the kyng shall haue the one halfe to be ymployed to the vse of his house, and to none other wyse, and the partie that wyll sue, the other halfe. And that the Justices of assyses in theyr sessions, Justices of the one benche and of the other, and Justices of peace in theyr cuntrey, shal haue power to enquyre, here, and determyn of office, without especyall commission, of and vpon all them that do contracte to these ordynaūces in any article or poynt of the same. And if the said sheryffes returne vpon any person, Cepi corpus, or Reddidit, so that they shalbe chargeable to haue the bodies of the sayd persons at the dayes of the returnes of the sayd writtes, bylles, or warraunties, in such fourme as they were before the makynge of this acte. Prouyded always, that the wardē of the kinges tayle of the fleete and of the kynges paleys at westm̄ for the tyme beynge, shall not be endomaged nor prejudyced by this ordynauns in his duytie of his offyce. And also that this ordynaunce shall begyn at the feast of Ester, whiche shalbe in the yere of our lorde a.M.CCCC.xlvi. wardeyn of the fleete.

Item where as before this tyme dyuers sheryffes in dyuers counties of England haue by colour of writtes to them directed, to leuey the wages of the knyghtes of the shyres for the tyme beynge, of the parliament of the kynge that nowe is, and of his noble progenitours, haue leuyed more money than hath ben due to the sayd knyghtes, and more than they haue delyuered, and keppyng the same, and takyng great parte of the money to theyr owne vse and profyte, to theyr officers and seruaūtes, to the great domage of the comen people of the sayd counties. The kynge consyderyng the premisses, hath ordeyned by the auctorite aforsayde, that the sheryffe of euery countie for the tyme beyng, in the next countie court holden in theyr counties, after the delyueraunce of the sayd writtes made to thē, shal make open proclamacyō, that ỹ coroners and euery chiefe constable of the peace of the sayd counties, and the baylyffes of euery hundred or wapentake of ỹ same countie, and all other whiche wyll be at the assessynge of the wages of the knyghtes of the shyres, shalbe at the next coūtie there to be holden to assesse the sayd wages of the sayd knyghtes. And that the sheryffe, vndersheryffe, coroners, or baylyffes for the tyme beyng, be there at the same tyme in theyr proper persons, vpon peyne of forfayture to the kyng of euery of them that maketh defaut. xl.s. at which tyme the sayd sheryffe or vndersheryffe in the presens of them that shall come to the same, and of the suitours of the sayde counties than beyng there in the ful countie, wel and duely shal assesse euery hundred to that assessable by hymselfe, to pay a certeyn summe for the wages of the knyghtes of the shyre, so that the hole summe of all the hundredes do not exceede the summe, whiche shalbe due to the sayde knyghtes. And after that in the same countie shal assesse well and lawfully euery village within the sayd hundredes, which shuld be there assembled, to a certeyn summe for the payment of the sayd wages, so that the hole summe of all the townes within any of the sayd hundredes, do not exceede the summe assessed vpon the hundred of which they be. And that the sayd sheryffes, vndersheryffes, Cap. xl. Sheriffes. Knyghtes of shires wages

and ſon

tyffes bayliffes, nor none other officer, for the cauſe aforſayde, ſhall leuey more money of any village than that wherevnto they were aſſeſſed. And that if any do or wyll aſſeſſe any hamoyed or village otherwyſe than is aforſayd that they ſhall forfayt for euery defaute to the kyng. xx. li. And to any man which wyll ſue in this caſe. x. li. And that the ſayde theryffes well and duely ſhall leuey the money ſo aſſeſſed vpon the forſayde villages, as haſtely as they wel may after the ſayd aſſeſſyng, and the ſame ſhall delyuer to the ſaid knyghtes accordynge to the writtes therof to be made vpon ỹ ſayd paynes And he that wyll ſue in this, ſhalbe to that admitted, and ſhall haue for his actyon in this caſe a Scire facias againſt hym that offendeth agaynſt this ordynaunce, and if the defendaunt duely warned in the ſame make defaute or els appere and be in the ſame conuicte, that than the playntyffes ſhal recouer agaynſt them, whyche be ſo conuicte. x. pound, to theyr owne ble, ouer the ſayd. xx. pounde, with theyr treable domages for the coſtes of theyr ſuytes. And that the Juſtices of the kynges benche and of the commen place, Juſtices of aſſyſes, and gayle delyuere, and Juſtices of peace in theyr countrey, ſhall haue power to enquyre here and determyne of all the ſayd defautes, aſwell by enquyrye at the kynges ſuytes as by actyon at the ſuyte of the partie. And that all ſuche expenſes of knyghtes ſhall not be leued of any other villages, ſeignyouries, or places, but of ſuche whereof it hath ben leuyed before this tyme. And that in euery ſuche writ from hens forth to be made to leuey the wages of the ſayde knyghtes, this acte ſhalbe comprehended in the ſame.

Cap. xii. ¶ Item the kyng hath ordeyned and ſtabliſſhed by the auctoritie aforſayd that if any perſon or perſons tenauntes or defendantes in any actyon real or perſonall, after that they be pleded to an iſſue in any ſuite or actyon, and the yſſue ioyned and entred of recorde, and a Venire facias of the iurye returned, that if they or any of them after at an other day in court plede any

Foreyn plee. foreyn plee, triable in any other court than where the writ is brought or the ſuyte taken, and the demaundauntes or playntyffes in ſuche foreyn plees plede to the iſſue, that ſuche iſſue in ſuche foreyn plee ſhalbe tried where the writ is brought in ſuche ſuyte taken, and by the ſame iurye ſo returned. And that this acte and ordynaunce ſhall begyn at the feaſt of Eſter, whyche ſhalbe in the yere of our lorde a. M. CCCCC. xl vi. and ſhall endure tyll the next parlyament.

Cap. xiii. ¶ Item the kyng hath ordeyned by the auctoritie aforſayd, that euery ſeruaunt of huſbondrie, purpoſyng to departe from his mayſter at the ende of his terme, at the myddes of his terme or other wyſe, make couenaunt before

Seruaunts of huſbondrie with an other man to ſerue hym for the next yere, if be in ſuche caſe as the lawe wyll compell hym to ſerue, that the ſayd ſeruauntes and he, whyche ſo ſhall make couenaunt with hym at the myddes of the ſayd terme or before, ſhall gyue warnyng to the mayſter of the ſayd ſeruaunt of the ſaid couenaunt ſo newly made, ſo that the ſame mayſter may prouyde an other ſeruaunt a-

Couenaunt. gaynſt the end of his terme. And if any couenaunt with any ſuche ſeruaunt be otherwyſe made, or that ſuch warnyng in maner and forme aforſaid be

not had,

not had, that the same couenaunt shalbe voyde. And that the same seruaũt be compelled to serue his fyrst mayster for the next yere, except that a lawfull cause be yng of a later tyme requyre the contrarie. And also that the salaries and wages of seruaũtes labozers and artificers shal not excede the assessynge, that folo weth, that is to say, the wages of a baylyffe of husban- Wages.
dry by yere. xxiii.s. iiii.d. and clothyng pryce of. v.s. with meate and drynke of a chiefe hyne a carter or chiefe shepard. xx.s. and clothyng pryce of. iiii.s with meate and drynke, a cõmen seruaũt of husbandrye. xv.s. and clothyng pryce of. xi.d. a woman seruaunt. x.s. & clothynge pryce of. iiii.s. with meate and drynke, an enfaunt within the age of. xiiii. yeres. vi.s. and clothynge pryce of. iii.s. with meate and drynke. The same fourme shalbe obserued of wages of seruauntes beyng with hostelers, vytaylers, and artyficers in cyties burghe and elsewhere. And that suche as deserue lesse shall take lesse.
And also in places where lesse is vsed to be gyuen, lesse shalbe gyuen frome hensforth, And that from the feast of Ester, tyll ỹ feast of saynt Michel, the Artificers.
wages of any free mason or mayster carpenter shal not excede. iiii.d. by the day, and without meate & drynk. v.d, ob. a. mayster tyler or slatter, a rough mason and meane carpenter and other artificers concernyng buyldyng, by the day. iii.d. with meate and drynke, and without meate and drynke. iiii.d. ob, and euery other labozer by the day. ii.d. with meate and drynke, & without meate and drynke. iii.d. ob. And that from the feast of saynt Michel tyl the feest of Ester, a free mason and a mayster carpẽter by the day. iii.d. with meate and drynke, and without meate and drynk. iiii.d. ob. tyler meane carpenter rough mason and other artificers afozsayd by the day. ii.d. ob. with meate and drynke, and without meate and drynke. iiii.d. And euery artyfycer and labozer by the day. i.d. ob. with meate and drynke & without meate and drynke. iii.d. and he that lesse deserueth shall take lesse. Prouyded that the sayde assessynge shall not extend to labourers in the tyme of harueste, in Harueste.
whiche tyme the wages of a mower shall not extede. iiii.d. by the day with meate and drynke, and without meate and drynk. vi.d. a reper or carter. iii.d. by the day with meate and drynke and without meate and drynke. v.d. a woman labozer and other labozers in tyme of harueste. ii.d. ob. by the day with meate and drinke, and without meate and drynk. iiii.d. ob. and such as be worthy lesse shal take lesse. And in places where lesse is vsed to be taken, lesse shalbe taken from hensforth, And that no artificer workmã nor labozer shal take any thyng for the holy day nor for ỹ feryall day, but after the rate of the tyme of the day in which he labozed. And if any person refuse to serue or labour accordyng to the premysses, that euery Justices of peace in theyr Justices
coũties shal haue power at euery tyme to cal thẽ to examinaciõ of the same of peace.
and suche as they shall fynde defectyfe, to commyt to the iayle, there to remayne tyll they haue founde sufficient suertie to serue and laboure in fourme by the lawe requyred. And if any seruaũt artificer, workmã, or labozer, do contrarie to the premisses, or denye his seruice occupacyon or labour by reason of not gyuyng of salarye or wages, contrarie to these statutes, that he shal lose to the partye that wyl sue in this behalfe. xx.s. And ỹ the sayd

Justices

Justices of peace shall haue power to here and to determyn all maner of offences done contrarie to the fourme of this statute aswell at the kynges suyte as at the parties, and that euery of the kynges liege people may haue the suite agaynst euery persone that shal offende in any point agaynst this statute, and the proces shalbe by attachemẽt, capias, and exigend. Also that the Justices of peace shall assesse no fyne vpon any whiche shalbe conuicte before them of a thynge done contrarie to any statute of labozers oz artificers, oz foz this cause put hym in the good grace of our souereaigne lozd the kyng vnder. iiii. s. iiii. d. And also that the Justices of peace throughe the realme. ii. tymes euery yere shal do openly to be proclayned in theyr sessions al the statutes of labozers, artificers, hostelers, vitaylers, seruauntes, and vacabountes before this tyme made and not reuoked with this statute.

Also that by colour of the tenour of lesse landes than the husbandrye of the same shal suffice to the continual occupacyon of one man no man shalbe excused to seuer by the yere, vpõ the payne to be iustified as a vacabond. Also that Justices of peace shal haue power to take al seruauntes reteined with any person by colour of husbondrie, and not duely occupied about the same which seruauntes ought by the lawe to be seruaunt of husbandrie to suche as shall requyre theyr seruice and to iustifie thẽ in euery poynt as the same Justices haue power iustifie vacaboundes. And that this statute shall begyn to be of force and executorie in the feast of sayut Mychel which shalbe in the yere of our lozd a. M. CCCC. xlvi. and in no wyse before.

Dome.

Ca. xiiii. Item the kyng hath ordeined and stablished by the auctozitie afozsaid, that if any vyar oz other officer of the duke of Glouceſtre, oz of any other lozde oz person of what estate, degre, oz condicyon that he be presume vpon hym to take, oz els take any vitayles, corne, heye, cartages, oz any other thyng what so euer, of any of the kynges liege people in any wyse agaynste theyr wyll, without lawful bargayn betwyxt the sayd, vyars oz officers and the sayd liege people therof to be made to the vse of the sayde duke oz other lozd foz theyr houses, but alonly foz the king and the queene and theyr houses, that than if notice oz requeste be made to the mayze, sheryffe, baylyffe, constable, officers, oz other of the kynges mynysters of cities and burghes oz other counties oz places where suche takyng shal happẽ to be, that than the sayde mayze, sheryffe, constable, officer, and mynystre to whom suche notice oz requeste shalbe, made maynteynaunt shall take and arreste al such vyars and officers so doyng oz offendynge, and them shal sende to the kynges next prison there to remayne and not to be let to bayl noz maynprise tyl the tyme that they haue rebayled all the sayd vitailes, cartages, and other thinges so taken oz the veray value of the same. And if the sayde mayze, sheryffes, baylyffes, constables, and officers afozsayd do cõtrarie to this that thã they shall fozfayt. xx. li. wherof the kynge shall haue the halfe and the partye of whom such thynges be taken, the other halfe, if he wyll sue by an accyon of Dette in the whiche the defendaunt shall not do his lawe, and if he wyll not sue, who so euer wyll sue foz the kyng and hym selfe, shall haue the suyte to recouer to hym selfe the one halfe therof, & the kyng the other halfe

Vuruеyors

Constable.

And if

And if any of the sayd byars, other thã of the kyng and the queene, be duely conuycte of suche vnlawfull takynge (as afore is recyted) at the suyte of suche parties as shalbe agaynst them in this behalfe, that than they shal yeld to the partie, which so sueth, the treable value of ỹ vitayles or other thyng so taken, and the double costes of the yt suytes, and for the sayde trespas to make fyne and raunsome to the kyng. And that in all suche actyons or suytes aforsayd the kynges protectyon shall not be allowed nor auayable for the defendaunt. And this ordynauns shall begyn to take effecte at the feast of Ester, which shalbe in the yere of our lorde a. M. CCCC. xlvi. Prouided always that by this acte the punishment ordeyned against the kynges purueyours in no wyse shalbe restreyned.

¶ Item where as by auctoritie of a parliament, holden at westmynster ỹ fyrst yere of the reigne of kyng Henry, father to the kyng that now is, amõges other thinges it was ordeined, that the cytesyns and burgesis of cities and burghes cõmyng to the parliamẽt shuld be chosen men citesyns & burgesys resyaũt, abydyng, and free, in the same cyties and burghes, and none other, as in the same statute more fully is cõteyned, which citesyns and burgeyses haue always in cities and burghes ben chosen by citesyns and burgeyses and none other, and to the sheryffes of the counties returned, and vpon theyr returnes receiued and accepted by the pliament before this holden. And also where as by auctoritie of a parliament holden at westmynster the. viii. yere of the reigne of the kynge that now is, it was ordeyned, in what maner and fourme the knyghtes of the shyres commyng to the parliamẽtes fromthensforth to be holden shuld be chosen, and howe the sheryffes of the same counties therupõ shuld make theyr returnes, as in the same statute more fully appereth by force of which statute electyons of knightes to come to the parliamẽtes somtyme haue ben duly made and lawfully returned, tyll now of late that dyuers sherỹffes of the counties of the realme of England, for theyr synguler auayle and lucre, haue not made due electyõs of the knyghtes, nor in couenable tyme, nor good men and true returned, & somtyme none of the knyghtes cytesyns and burgeyses lawfully chosen to come to the parliamentes returned, but suche knyghtes cytesyns and burgeises haue ben returned, which were neuer duely chosẽ, and other citesins and burgeyses thã those, which by the mayres and baylyffes were to ỹ said sheryffes returned. And somtyme the sheryffes haue not returned the writtes, which they had to make electyons of knyghtes to come to the pliamentes, but the sayde writtes haue ymbesyled, and moreouer made no precepte to the mayre and baylyffe, or to the baylyffes or baylyffe where no mayre is of cities and burghes, for the electyõ of cytesyns and burgeyses to come to the parliamentes, by colour of these wordes conteyned in the sayd writtes, Quod in pleno comitatu tuo eligi facias pro comitatu tuo duos milites, et pro qualibet ciuitate in comitatu tuo duos ciues, et pro quolibet burgo in comitatu tuo duos burgenses. And also for asmoch as a sufficient peyne & couenable remedy for the partie in such case greued is not ordeyned in the sayde statutes agaynste the sheryffe mayres and baylyffes, whiche do contrarye

Cap. xb.

Burgesys. Parliament.

Knyghtes of shyres.

trarie to the fourme of the said statutes. The kyng considerynge the premisses, hath ordeined by auctoritie aforsaid, that the said statutes shalbe duely kept in all poyntes and moreouer that euery Sherysse, after the delyuerey of any such writte to hym made, shal make and delyuer without fraude a sufficient precept vnder his seale, to euery mayre and baylysse, or to baylysses or baylysse, where no mayre is of the cyties and burghes within his countie, recytynge the said writ, cōmaunding them by the same precept, if it be a cytie to chose by cytesyns of the same cytie, cytesyns, and in the same maner and fourme, if it be a burghe, by the burgeyses of the same to come to the parliament. And that the same mayre and baylysses, or baylysses, or baylysse, where no mayre is, shal return lawfully the precept to the same Sheriffes by indentures betwyxt the same Sheryffe and them to be made of the sayde electyons, and of the names of the sayde cytesyns and burgeyses by them so chosen, and therupon euery Sheryffe shal make a good and ryghtfull returne of euery suche writ and of euery returne by the mayre and baylysses, or baylysses or baylysse, where no mayre is, to hym made. And that euery Sheryffe, at euery tyme that he doth contrarie to this statute, or any other statutes for the electyon of knyghtes cytesyns and burgeyses to come to the parliament before this tyme made, shall incurre the payne conteyned in the sayde statute made the sayde .viii. yere, and moreouer shall forfayt and pay to euery person hereafter chosen knyght cytesyn or burgeys in his countie to come to any parliament, and not duely returned, or to any other person, whiche in defaute of such knyght cytesyn or burgeys wyll sue, an C.li. wherof euery knight cytesyn and burgeis so greued seuerally, or any other person which in theyr defaute wyll sue, shal haue his actyō of Det agaynst the sayd Sheryffe or his executours or administratours, to demaūde & haue the sayd C.li. with his costes in this cale dispended. And that in such actyō taken by vertue of this statute the defendaunt shall not wage his lawe of the demaunde aforsayd in no wyse, and that no defendaunt in such actyon shal haue any essoine. And in the same maner at euery tyme that any maire and baylysses, or bayliffes or bailiffe, where no mayre is, shal returne other than those whiche be chosen by the cytesyns and burgeyses of the cyties or burghes, where such electyons be or shalbe made, shall incurre and forfayt to the kyng. xl.li. And moreouer shall forfayt and paye to euery person here after chosen citesyn or burgeys to come to the parliamēt, and nat by ꝑ same mayre and baylysses, or baylysses or baylysse, where no mayre is, returned or to any other person which in defaute of suche cytesyn or burgeys so chosen wyl sue. xl.li. wherof euery of the cytesyns and burgeyses so greued seuerally, or any other person which in theyr defaute wyll sue, shal haue his actyon of Dette agaynst euery of ꝑ sayd mayre and baylysses, or baylysses or bailyfe, where no mayre is, against theyr excutours or administratours, to demaunde and haue of euery of the said mayres and baylysses, or baylysses or bailyffe, where no mayre is. xl.li. with his costes in this cale expēded And that in suche actyon of Det taken by force of this statute no defendāt in any wyse wage his lawe of the sayde demaunde, nor haue any essoyne.

Sheriffes.

Baylysses.

And that

And that euery sheryffe that maketh not due electyon of knyghtes to come to the parliament in conuenable tyme, that is to say, euery sheryffe in his full cõtie betwyxt the houre of .viii. and the houre of .ix. before noone, without collusyõ in this behalfe, and that euery sheryffe that maketh not good and true returne of suche electyons of knyghtes to come to the parlyament in tyme to come, as to them perteyneth in maner and fourme aforesaid, shal for fayt to the kyng a .C. li. & shall also incurre the peyne of an .C. li. to be payd to hym that wyll sue agaynst hym, his executours or admynystratours for this cause by way of actyon of Det, with his costes in this behalfe expended, without wagyng of lawe of his demaunde, or hauyng essoyn as afore is sayd. Prouided always that euery knyght cytesyn and burgeys to come to any parlyament hereafter to be holden in due fourme chosen & not returned as afore is sayd, shal begyn his actyon of Det aforesayd, within .iii. yeres after the same parliament commenced, to procede in the same suyte effectually without fraude, and yf he so do not, an other that wyl sue shal haue the sayd action of Det (as it is sayd) to haue & recouer the same summe with his costes in this behalfe dispended, in maner and fourme aforsayd, so that no defendaunt in suche actyon shall wage his lawe, nor be essoyned in any wyse, as afore is sayd. And if any knyght cytesyn or burgeys hereafter returned by the sheryffe to come to the parliament, in the manet aforesayde, after suche returne be by any persone put out, and an other put in his place, that suche person so put in the place of hym whiche is out, yf he take vpon hym to be knyght, cytesyn, or burgeys, at any parlyament in tyme to come, shall forfayte to the kynge a. C. li. and a. C. li. to the knyght cytesyn or burgeys so returned by the sheryffe, and afterwarde as afore is sayde put out. And that this knyght cytesyn or burgeys, whiche is so put out, shall haue an actyon of Det of the same .C. li. agaynste suche persons put in his place, his executours or administratours. Prouyded always that he shall begyn his suyte within .iii. monethes after the parlyament commenced. And yf he do not, thã he that wyll sue shall haue an actyon of Dette of the same .C. li. agaynst him whiche is put in place of him that is so out, after such returne, his executoues or administratours. And that no defendaunt in such actyon shall wage his lawe nor be essoyned. And that such proces shalbe in the actyons aforesayd, as in a wryt of Tresspas done agaynst the peace at the cõmen lawe, so that the knyghtes of the shyres for the parlyament hereafter to be chosen, shalbe notable knyghtes of the same counties, for the whiche they shalbe so chosen, or otherwyse such notable esquyers, gentylmen being of the same counties as shalbe able to be knyghtes. And no man to be suche knyght, whiche standeth in the degree of a yoman.

Item the kynge hath ordeyned and prouided by the auctorite aforsayd, that ỳ peny, which is called ỳ gauge peny, shal not be payed to ỳ gaugeour, nor to any other in his name, tyl he or his deputie haue gauged the wynes, And than he to take and receyue his peny for the same in gree without more encrees or auauntage for that to clayme. And also that he or his deputie be redy to do the office of gaugeour in al places, whan he to that by the partye

Cap. xbi.

Gauge peny.

Gaugeour.

shalbe required, and that to be obserued throughout al the realme of England vppon the peyne comprysed in the statute made the .xx.vii. yere of the noble kynge Edwarde the thyrd of the gaugyng of red wyne & whyte wyne duely to be executed.

Ca.xbii. Eschetour.

¶ Item it is ordeyned by auctoritie aforesayd ỹ euery eschetour shal take his enquestes of office by vertue of the writtes of Diem clausit extremum, and all other writtes, within the moneth after the delyueraũce of such writtes. And also that all suche inquisicyons shalbe taken in good townes and open places. And that none of them shall take pryuyly nor apertly by hym nor by other by any meane person, for the execucyon of any suche writtes in one coũtie, aboue the summe of, vi.s. viii.d. or .xiii.s. iiii.d. or aboue, where his labour and his costes shal that demaunde, so that the sũme which he so shal take, do not extede in all the sũme of .xl.s. for the execucion of any suche writ in one countie. And yf any eschetour do contrarie to any of the premisses, that than he shal forfayt the sũme of .xl.li. Also yf a man trauers any office taken before any eschetour or commissioner, and therof hath any Scire facias agaynste any patente, that in this case no protectyon shalbe allowed nor allowable. And as to any graũt or lees to be made to any person, which shal trauers any suche office, that the statute in suche case before this tyme made shalbe duely obserued. And that the kynge haue the halfe of the sayde forfayture of .xl.li. and the partie which in this behalfe wyl sue for the king and hym selfe, shall haue the other halfe of the same.

Trauers.

Ca.xbiii. Wynes.

¶ Item the kyng consyderyng howe dyuers complayntes haue ben made before this tyme, by diuers of his lieges marchaũtes repayrying to the parties of Gascoyne and Guyen, howe that nowe of late they haue ben suffred to bye wynes of the growyng of the hye countrey in such tyme as they were wont to be made: and also howe there be dyuers new imposicyons demaunded and leuyed of his sayd lyeges marchauntes repayrying to the sayd parties, otherwyse than hath ben vsed of old tyme to be demaũded and leuyed: to the great domage of the same marchauntes, and great losse and hynderaũce of al his faythful lyege people, hath ordeyned by the auctoritie aforesayd, ỹ al his sayd marchauntes, repayrying to the sayd parties of Gascoyne and Guyen, may freely hereafter bye the wynes there of the hye cõtrey in all suche tymes, and in all suche lyberties, as they haue vsed to bye them .xx. or .xxx. yeres passed, without anye other newe imposicyon or charge to be put vpon them. And that yf any of the kynges officers in the sayde parties, or any other person distourbe, vexe, or greue, or do to be distourbed, vexed, or greued any of the sayd marchaũtes or lyege people of our soueraigne lorde the kyng, or do to be leuyed of any of them any new imposicyons, contrarie to this ordynaunce: he to forfayt as oftentymes as he offendeth, to the partye greued .xx.li. ouer his treble domages to be payed to hym, the one halfe of the same forfayture of .xx.li. to be payed to the vse of our soueraigne lorde the kyng, and the other parte to the partie so greued, or to hym which in his defaute and negligence wyll sue for our soueraigne lorde the kynge in this behalfe.

Gascoyne.

¶ Here

¶ Here begynneth the statutes made at saynt Edmondes burye, the.xxv. yere of kyng Henry the.vi.

OUr soueraigne lorde the kyng, at his parlyament holden at saynt Edmondes bury, in the feast of saynt Scolast, ꝙ is to saye, the.x. daye of Februarye, the.xxv. yere of his reigne, by the aduyse and assent of the lordes spirituall and temporal, and the comens of his realme in the sayd parliament assembled, and by auctoritie of the same parlyament, hath approued, ratifyed, and affermed all maner of statutes made in any parlyament agaynst walshmen before this tyme not repealed. And moreouer hathe ordeyned by the auctoritie aforesayde, that all grauntes of fraunchyses, marketes, fayers, and other lyberties to bye or to sel, to bake or to brew, and to sell within the townes of Northwales, made to any walshman before this tyme, shalbe voyde and of no value. And that all the villeyns of our soueraigne lorde the kinge within Northwales shalbe bounde and constreyned to do suche labours and seruyces, as they of ryght haue vsed to doo of olde tyme, notwithstandyng any graunt made to them, or any vsage vsed by the of a later tyme to the contrarie. And that suche officers shal haue power to compel them to do such labours and seruyces, as they haue vsed to compel theym before this tyme lawfully. walshemen.

¶ Here begynneth the statute made at westmynster the xx.vii. yere of kyng Henry the.vi.

AT the parliament holden at westmynster, the.xii. day of Februarye, the.xxvii. yere of the reigne of our soueraygne lorde kynge Henry the.vi. after the conqueste, the same our soueraigne lorde the kyng, by the aduyse and assent of the lordes spirituall and temporall, and the comens beynge in the sayd parliament, and by auctoritie of the same parlyament, hath made ordeyned, and stablysshed dyuers ordynaunces and statutes in the maner and fourme folowyng.

¶ Fyrst for asmoche as a certeyn ordynaunce hath ben proclaymed, publysshed, and straytly kepte in the parties of Brabant, Holland, and Seeland, that no maner of wollen clothes, made in this realme of England, shal not come in the sayde parties, there to be solde in any wyse, vppon peyne of forfayture of the same clothes, wherfore the kynge our soueraygne lorde, because that it is expressely agaynste the trewce and appoyntementes made & taken betwyxt his realmes, landes, and subiectes of the one partie, and the landes, which the duke of Bourgoyne doth holde and occuppe of the other partie, manye tymes before this tyme hath made his letters of requeste to be written, & sent his message for due reformacyō to be had in this behalfe, wherof no due remedye is yet had, to the intollerable domage of all the cōmens of this realme, because that many clothmakers, that is to saye, men, weuers, fullers, & dyers, and women websters, carders, spynners and other byers and sellers of the same, suche as do knowe none other occupacyons, Cap.i. wollen clothes. Clothe makers.

of verey neceſſytie be conſtreyned for theyr lyuynge to do the ſame occupacyons, and ſome of them lyue vdely, whiche prouoketh them to ſynne & euel lyfe: The kynge conſyderynge the premyſſes, hathe ordeyned by the auctorite aforeſayd, that oneles due contynual reformacyon be made in the ſayd parties of Brabande, Holland, and Zeeland, of the ſayd ordinaūce, betwyxt this and the feaſt of ſaynt Mychel nexte comyng, ſo that all maner of wollen clothes made in this realme of Englande, may come and be accepted in the ſame parties of Holland, Brabande, and Zeeland, there to be vttered & ſolde, as ſpedely as any other marchaundyſes, that than for defaut of ſuche reformacyon in this behalfe no maner of marchaundiſes nor goodes of the growynge or workmanſhyppe of the landes and parties, whithe the ſayde duke holdeth and occupyeth, ſhall come in the ſayde realme of Englande after the ſayde feaſte, vppon peyne of forfayture of the marchaundyſes ſo brought into this realme, that is to ſaye, the one halfe to our ſoueraygne lorde the kyng, and the other halfe therof to hym whiche fyrſt ſhall ſeaſe the ſayd marchaūdiſes, in whoſe hādes ſo euer they ſhalbe fond. And that open proclamacyon ſhalbe made vpon that betwyxt this & the .xv. daye of July next comynyng, within the cytie of London and other places neceſſarie and conuenient to the ſame. And yf any ſuyte be commenced herafter becauſe of any ſuch ſeyſyn, in which any yſſue concernyng this acte ſhalbe taken, that the ſayde yſſue ſhalbe tried in the countie where the ſayde ſeyſyn is had, & in none other place, this ordynaunce to endure but tyll the nexte parlyament.

Cap. ii. Staple.

Item for aſmoch as kyng Edwarde the thyrd by great delyberacyon ordeyned his hole ſtaple of wolles, wolfelles, and other marchaundyſes to be at Caleys, for the weale and profyt of his realme, and ſauſgarde of the ſayd towne, and by the great lyberties and fraunchyſes gyuen to marchauntes thyther repayryng, after ỳ many yeres came great reuenues to him & to his ſucceſſours, as it appereth of record in the kynges eſcheker, that is to ſay, in euery yere of his reigne .lxviii. M.li. & more, & ſo contynued many yeres at the whiche tyme great ryches came into this realme of Englande by the meane of marchauntes of the ſayde ſtaple than beyng many in nombre and of great ryches, good iuſtice and lawe had betwyxte partie and partie, and by them wel executed, the ſayd towne of Caleys, & the marches was wel repayred, and ſouldeours payed of theyr wages, although that mayntenaūt by dyuers and many lycences gyuen by letters patentes, and by myſuſyng of the ſayd licences in byeng of wolles & wolfelles in other places thā their lycence conteyneth, in ſhyppyng greater nombre & weyght, and colourynge the ſame by newe contryued names, as morlynge and ſhorlynge: And ſome perſons whych accordyng to theyr lycence ought to haue caryed theyr wolles ouer the mooſtaynes, haue ſolde the ſame in Brabande, & in other places, to ſuche men whiche were wont to be accuſtomed to bye theyr wolles at the ſtaple of Caleys, and alſo by great ſtelyng out of wolles and wolfelles not cuſtomed in dyuers parties of England, of Irland, and of Wales oftentymes by the conſent and meane of vnlawful offycers, as ſercheours and ſurueyours, which take no fee, but pryue rewardes for doynge wronge to the

Caleys.

wolles wolfelles.&c.

kyng

kynge, and by dyuers restreyntes of marchaundyses in Caleys, aswell by wrecches as by souldeours for their wages, and many other causes, in which the marchauntes of the sayde staple be not of abylitie nor power to enioye theyr lyberties and fraunchyses of old tyme vsed and accustomed: Nowe it is so, that by the meanes aforsayd, & by the brekyng of suche staples, the customes and subsidies of the marchaundises repayryng to the sayd staple of Caleys passe not yerely .xii. M. li. which is not but lyttell in comparyson to that that they haue ben hertofore, the cõmens of this land not enryched by theyr wolles and wolfelles & other marchaũdises, as they were wont to be, the marchaũtes greatly mynyshed aswel in nombre as in goodes, and not of power nor in comfort to bye ỹ wolles & wolfelles & other marchaũdyses as they haue done of old tyme, ỹ souldeours of Caleys & of ỹ marches there not payed of theyr wages, ỹ towne of Caleys by defaut of reparacyõ, aswel within ỹ towne walles, toures, & castals, as without ỹ towne of dykes, rifes, scluses, bankes, & other reparacyõs, which shuld be made for defence of the towne & of the water without lykely to be holly destroyed (whiche god defende) except that remedy be hastely prouided: Our sayd soueraigne lord the kyng, consyderyng the premisses, hath ordeyned & stablyshed, by auctoritie aforsayd, that the mayre, constables, & company of marchaũtes of the staple of Caleys for the tyme beyng, & theyr successours for euer, maye haue & enioye all theyr fraunchyses & lyberties & euery of them, & whole repayre of al maner of marchaundyses to the sayd staple, by the sayd king or by his noble progenitours to them or to theyr predecessours or any of them, by the auctoritie of parliament graunted or confermed, not repealed nor excepted. And that the sayd mayre, cõstables, and theyr successours may by them selfe or by theyr officers and mynysters, do execucyon of all maner of thynges & maters, the knowlege wherof to them perteyneth, aswell within the towne of Caleys as without the towne, in the precynct perteynyng to the same called the Skyuynage, any cõmaundement writyng or any other thyng made or to be made to the contrarie notwithstandyng. Prouyded always that by this acte no man shalbe excluded of his lawfull suyte by wryt of Errour of any iudgement gyuen before the sayd mayre and constables. Nor the chaũceler of England and the kinges counsell shal not be excluded to redres the defautes of the sayde mayre and constables, after the fourme of the statute made the .xxvii. yere of the reygne of kynge Edward the thyrd. And that no maner of licence for shippyng of wolles & wolfelles, or of tynne graũted to any person or persones, shalbe effectual nor auaylable to hym or to them, to carye or brynge any suche wolles, wolfelles, or tynne, out of this realme of England, Irland, or wales, to any other place thã to the sayd staple of Caleys. And that all maner of lycences by our sayd soueraigne lord the kyng, or any of his heyres or successours, to any person or persons to be graunted of or for wolles, wolfelles, or tynne, to be had, caryed, or shipped, out of this realme of England, Irlande, or wales, or any other place than to the sayde staple, shalbe voyde & of no effecte. And that euery person or persons, which shal except, obteyne, and put in execucyon any suche lycence, or he or they to

Lycence.

whose vse any suche lycence is or shalbe graunted and had, and by them, or by any other by theyr agrement or consent put in execucō, shalbe out of the kynges protectyon & moreouer that it shalbe lawful to the sayd mayre, constables, and company of marchaūtes of the sayde staple, and to theyr successours for euer, to haue and pursue an actyon vpon this statute agaynste euery person or persons, whiche shall offende contrarie to this ordynaūce, & to haue such proces in the same as is prouyded in the Premunire factas, or suche proces as by the lawe is in an actyon of Trespas vone agaynste the kynges peace at theyr election. And yf any person or persons at theyr suyte vpon the same be convycte or attaynted, that the same mayre, cōstables, and company of marchaūtes shal haue iudgement to recouer all the mouable goodes and catals, that any such person or persons so convict or attaynted had, the day of puttyng in execucyon of any suche lycence, or at the tyme of the sayde iudgement gyuen, or in any tyme betwyxte the puttyng in execucyon of any suche lycence, or at the tyme of the forsayde iudgement gyuen, or to the value therof, at the electyon of the playntyffes in the same actyon: wherof the two partes of the goodes and catals so recouered and had in execucion, ouer the value therof, shalbe employed for reparacyons of gutters, sclules, and bankes at Caleys aforesayde, by the surueyeng of the mayster of the sayde workes there for the tyme beynge, and the thyrde parte therof shall remayne to the mayre, constables and companye aforesayd. Prouided alwayes that the sayde actyon be had and commenced within the countie where such lycence shalbe put in execucyon. And yf any suche lycence be put in execucyon in Irland or Wales, that than the suyte shalbe commenced in the countie within England nexte adioynynge to the place where suche lycence shalbe put in execucō in Irland or Wales. And moreouer that euery person or persons, whiche shall shyp or bryngе, or do to be shypped or caried any wolles, wolfelles, or tynne out of this realme, Irlande, or Wales, by colour of any lycence, or otherwyse, and them put to sale in any other parte or place out of the sayde realme of England, Irland, or Wales, than to the sayde staple of Caleys, oneles the shyp, in whiche the sayde wolles, wolfelles, or tynne shulde be perished, and may not be brought to the sayde staple, and therof be attaynted or conuict at the suyte of the sayd mayre, constable, & company of marchauntes of the sayde staple, by suche actyon and proces grounded vppon this acte, as it is afore rehersed, the same actyon to be taken in the countie where the sayde wolles, wolfelles, or tynne be shypped or caried out, that he shal forfait al his goodes & catals, to be employed & had in the fourme aforesayd. And if any wolles, wolfelles, or tynne, frōhensforth be caryed or shypped to be had out of this realme of England, Irlande, or wales, to any other place out of Englād, Irland, or wales, than to the sayd staple by force of any lycence, & than it shalbe lawful to euery person, beyng the kinges lyege man, to seaze the sayd wolles, wolfelles, and tynne, & them kepe to his owne vse after such seasyn. And that euery customer, comptroller, sercheour, and surueyour, which by his knowlege shal suffre or admitte any wolles, wolfelles, or tynne to be shipped within any porte, crike, hable, or any

Mayre of the staple,

Customer.
Comptroller
Sercheour.

or any other place where they be officers, or any other porte or place than to the sayd staple as afore is sayd, by force of any lycēce, or by colour therof, by force of any wryt or other commaundement, in afferuyng or appꝛouyng of any suche lycence to them to be directed, or willyngly suffre any suche marchaūdyses to passe out of this realme, not customed or not wayed at ỹ kynges beame, suche of them whiche ought to be wayed, shal incurre the peyne and forfayture aforesayd. And he or they shalbe reputed and iudged in lyke case, as he whiche executeth any suche lycence to any other place than to the sayde staple, after that that he therof shalbe conuicte at the suyte of hym which in this case wil sue. And that it shalbe lawful to euery persone beyng the kynges subiecte and lyege man, that in that case wyll pursue, to haue suche actyon agaynste the sayde customers, comptrollers, sercheours, and surueyours, as is pꝛouyded agaynst such persons which shall put in execucyon any such lycence, as afore is sayde. And that all maner of thynge done cōtracte to ỹ ordinaūce of this statute, alwel within this realme as without not triable by mater of recoꝛd, shalbe put in issue, and be triable by enquest in the same countie and visne, where the sayde actyon shalbe taken. Pꝛouyded alwayes that all maner of lycences for wolles and tynne to passe by the streytes of Marrok, shypped in galyes or carrakes for payeng customes & subsidies as alyens do or shall do, shalbe onely excepte. Pꝛouyded also that this act shall not extende, nor shalbe pꝛeiudiciall to the lycence graunted by our sayd soueraigne lorde the kyng by his letters patentes, beryng date the xxiiii. daye of July, the .xxvi. yere of his reygne, to our lady the queene his cōpanyon, to shyp & carye by hyr, hyr deputies, assignes, or creditours, wolles, wolfelles, and tynne after the fourme and effecte of the sayd letters patentes, so that the sayd wolles, wolfelles, and tynne, and euery of them, shal be and be shypped in galey or galeyes, carrake or carrakes, & caryed by the straytes of Marroke. Pꝛouyded also that this acte shall not extend nor be pꝛeiudiciall to the lycence graunted by our soueraigne lorde the kyng by his letters patētes, beryng date ỹ fyrst day of July, the .xxiiii. yere of his reigne to the duke of Suffolke, by the name of Willyam marques & erle of Suffolke, to shyp & carye by hym his deputies or atturneys two thousande sackes of wolle of the growynge of the countie of Norfolke, after the fourme & effecte of the same letters patentes. And that open pꝛoclamacyon of this ordinaūce shalbe made in euery towne, where the countycourtes be holden, euery porte, hable, and market towne next adioynyng to the sayd portes, by the sherysse of euery countie or his deputie, ones euery monethe by ỹ space of halfe a yere next after this ordynaunce made, after this acte sent agaynst them by writ of recoꝛd, vpon peyne of .xx.li. to be forfayt to the kynge, yf the sayd pꝛoclamacyon be not duely executed. Pꝛouyded alwayes ỹ this graunt or ordynaūce shall not extend to the pꝛyour & couent of saynt Johñ of Brid lyngton & his successour, which haue lycence by the kynges letters patētes made to them the .ix. day of Nouembre, the .xxvi. yere of his reigne, to shyp, cary, or bryng theyr wolles to the nūbre of .xii. sarplers, contepning .xxx. sackes or within, to other places or portes beyond the sea than to the sayd sta-

made in the sayd parliament holden at westmynster the sayd .xx. yere of his sayd reigne, for suche wrongfull takyng, shal endure for .vi. yeres, and shal take effecte and be in his force tyl the nexte parliament, and than to expyre.

Cap. v. Fayres and marchettes.

¶ Item consyderyng the abhominable iniuryes and offences done to almyghty god, and to his sayntes alwayes ayders and synguler assysters in our necessitie, by the occasyon of fayres and marchettes vpon theyr byghe & principyall feastes, as in the feast of the Assencyon of our lorde, in the daye of Corpus Christi, in the day of whitsonday, in Trinite sonday, with other sondayes, and also in the hye feast of the Assumpcyon of our blessed lady, the day of all Sayntes, and on Good fryday, accustomably and myserably holden and vsed in the realme of England: In the which principall & festyual dayes for great erthly couetise the people is more willyngly vexed and in bodely labour troubled, than in other feryall dayes, as in fastenyng and makyng theyr boothes and stalles, bearyng and carryeng liftyng & settyng theyr marchaundise out warde and home ward, as though they had nothyng in memorie the horrible defylyng of theyr soules in byeng and sellyng with many disceptfull lyes and fals periurye, with dyssimulacyon and flyrtes, and so specyally withdrawyng themselfe and theyr seruauntes frō diuyne seruice, Our said souereigne lorde the kyng, by the aduyse and assent of the lordes spirituall and temporall, and the cōmens of his realme of England, beyng in the sayde parliament, and by auctoritie of the same parliament, hath ordeyned, that al maner of fayres and marchettes in the sayd principal feastes and sondayes and good fryday, shall clerely ceas from all shewyng of any goodes or marchaundyses (necessarie victayll onely excepte) vpon payne of forfayture of al the goodes aforsaid so shewed, to the lorde of the fraūchyse or liberte where suche goodes, contrarie to this ordynaunce, be or shalbe shewed, the .iiii. sondayes in haruest except. Neuertheles of his special grace, by auctoritie aforsayd graunteth to them power, which of olde tyme had no daye to holde theyr fayre and market, but alonly vpō the festyual dayes aforsayde, to holde by the same auctoritie and strengthe of his old graunt, within .iii. dayes next byfore the sayde feastes, or next after, proclamacyon fyrst made to the symple commen people, vpon which day the aforsayd fayres shalbe holde, alwayes to be certified without any fine or fee to be taken to the kynges vse. And they which of old tyme haue by specyal commission sufficient dayes byfore the feastes aforsayd, or after ful nōbre of his dayes, shall in like maner as is aforsayde, holde his fayres and marchettes. The sayd feryuall dayes and sondayes and good fridaye excepte. Prouyded alwayes that this present ordynaunce shal begyn to take effecte at the feast of Saynt Michel next commyng and not before, and shall endure tyll the next parliament, and so forthe except in the sayd parliament a reasonable cause be alleged, shewed, and proued, for the whiche it shal seme not expedient that the sayd ordynaunce so shall endure.

Cap. vi. Pyrates.

¶ Item for almoch as in dyuers parties of the realme of Englande many pyrates, aswel seculer as religious, were greuously and wrongfully vexed and troubled by dyuers enbytementes of felony, to theyr great damage, a-

gaynst

agaynſt fayth and conſcyence, for the ſynguler lucre of other perſons & not for the kynges profyt. Our ſayd ſoueraigne lorde the kyng, cõſideryng the premiſſes, and for that that the clergye beyng in the laſt conuocacyon grãted to our ſayd ſoueraigne lorde the kyng a ſubſidie, to be taken and leuied of all ſeculer preeſtes ſtipendarie and chãũterie preeſtes within the realme of Englande, that is to ſay, of euery preeſte, vi.s. and viii.d. by the aduyſe and aſſent and auctorytie aforeſayd, hath pardoned and acquyted al & euery preeſte al well religious as ſeculer, of all felonyes of rape done byfore the fyrſt day of Juny, the xxbii. yere of the reigne of our ſayd ſoueraigne lorde the kyng. And alſo hath pardoned and releaſed by the ſame auctorytie to al and euery preſte ſeculer ſtipendarie & annuall, al the ſame that the to ỹ ſayd our ſoueraigne lorde the kyng pteyneth or belongeth by way of forfayture of euery of them byfore the ſayd fyrſt daye of the moneth of Juny, bycauſe of takynge exceſſiue wages contrarie to the ſtatutes therof made, and that euery of thẽ may haue ſufficient wrytte therupon for their diſcharge with out ſuyng any chartre.

Here begynneth the ſtatutes made at weſtmynſter the.xxbiii. yere of kyng Henry the.vi.

IN the honour of god and of holy churche and for the comen weale and profyt of all the realme of Englande, Our ſoueraigne lorde kynge Henry the.vi. after the conqueſte, by the aduyſe and aſſent of the lordes ſpyritual, and temporall, and at the ſpecial inſtaunce and requeſte of the cõmens in ỹ parliament aſſembled of our ſoueraigne lorde the kynge that now is, holden at weſtmynſter the.vi. day of Nouembre, the xxbiii. yere of his reigne, by auctorytie of the ſame parliament, hath ordeyned and ſtabliſhed certeyn ordynaunces & ſtatutes in maner as foloweth.

Cap.i. wollen clothes.

¶ Fyrſt where as at his parliamẽte holden at weſtmynſter the.xxbii. yere of his reigne, bycauſe of a certeyn ordynauns had proclayned publyſhed and ſtraytly kept in the parties of Brabande, Holland, and Zeeland, that no maner of wollen clothes made in this realme ſhuld not come in the ſayd parties, there to be ſold in any wyſe, vpõ payne of forfaiture of the ſame clothes, wherfore our ſayd ſoueraigne lord the kynge, bycauſe that it was expreſſely agaynſt the trewce and appoyntement made and take betwyxt his realmes, landes, and ſubiectes of the one partie, and the landes whiche the duke of Burgoyne holdeth and occupieth of the other partie, many tymes byfore this tyme made his letters of requeſte to be writtẽ, and ſent his meſſage for due reformacyon to be had in this behalfe, wherof no due remedy is yet had, to the intollerable domage of all the cõmens of this realme, bycauſe that many clothmakers, that is to ſay, men, weuers, fullers, & dyers, and women websters, carders, and ſpynners, and other biers and ſellers of the ſame, ſuche whiche knowe none other occupacyon of beray neceſſite be conſtreyned for their lyuyng to do theſe occupacyons, and ſome of the lyue ybely, which prouoketh them to ſynne and euyl lyfe, and vpon this conſyderacyon

Clathe makers.

eaction in the ſayd parliament the ſayd .xx. viii. yere it was ordeyned, that onles due contynuel reformacion were made in the ſayd parties of Brabande, Holland, and Zeland, of the ſayd ordynaunce, betwyxte this tyme and the feaſt of ſaynt Mychell than nexte enſuyng, ſo that all maner of wollen clothes made in this realme may come and be accepted in the ſame parties of Brabande, Holland, and Zeland, there to be vttered and ſold as ſpedely as any other marchaundyſes, That than for defaute of ſuche reformacyon in this behalfe, no maner of marchaundyſes nor goodes of the growynge nor workmanſhip of the landes and parties, which the ſayd duke holdeth & occupieth, ſhuld not come in ỹ ſayd realme after ỹ ſayd feaſt, vpon peyne of forfayture of the ſame marchaundyſe, that is to ſaye, the one halfe therof to the kyng & the other halfe to him which fyrſt ſhall ſeaſe the ſayd marchaundyſes, in whoſe handes ſo euer that they ſhalbe founde, and that therupon open proclamacyon ſhalbe made betwyxte this tyme & the .xv. day of July than next enſuyng, within the cytie of London, and other places neceſſarie and conuenient to the ſame. And if any ſuyte be commenced after this tyme becauſe of any ſuche ſeiſure, in which any yſſue concernyng this ordynaūce ſhalbe taken, that the ſayd yſſue ſhalbe tried in the counties where the ſayd ſeiſure ſhalbe had, & in none other place, which ordinaūce ſhuld haue endured tyll the next parliament. And for aſmoche as by the communs & cōmencement of this preſent parlyament, the ſayd ordynaūce ſhalbe fully explyed & determyned, no due reformacyō on the behalfe of the ſayd duke of Bourgoyne of the premiſſes yet had: Our ſayd ſouerayne lorde the kyng, conſyderyng the premiſſes, by the aduyſe aſſent and auctorite aforſayd, hath ordeyned and ſtabliſhed, that open proclamacyon ſhalbe made in the cytie of London and other places neceſſarie and conuenient for the ſame, betwyxte this and the feaſt of ſaynt Peter called aduincula next cōming, that onles due contynuell reformacyon be made and had in the ſayde partyes of Brabande, Holland, and Zeeland, betwyxte that and the feaſt of ſaynt Mychell than nexte enſuyng, ſo that all maner of wollen clothes made in this realme of England, may come & be accepted in the ſame parties of Brabande, Holland, & Zeeland, there to be vttered and ſold, as ſpedely as any other marchaundyſes, that than for defaute of ſuche reformacyon in this behalfe, no maner of marchaūdyſes nor goodes of the growyng nor workmanſhyp of the landes & parties, which the ſayd duke holdeth and occupieth, ſhal come into this realme after the ſayd feaſt of ſaint Mychel, vpon peyne of forfayture of the marchaundyſes, that is to ſay, the one halfe therof to the kynge, and the other halfe to hym which fyrſt ſhal ſeaſe the ſayd marchaūdyſes, in whoſe handes ſo euer they ſhalbe found. And if any ſuyte be cōmenced here after becauſe of any ſuche ſeaſure, in which any yſſue concernyng this ordinaūce ſhalbe taken, that the ſayd yſſue ſhalbe tried in the countie where the ſayd ſeaſure is had, and in none other place. In that this ordynaunce ſhall endure for .viii. yeres, yf due reformacyon be not made within this tyme.

Woollen clothes.

Marchaundyſes.

Cap. ii. Hoſteiers.

Item where as dyuers hoſteiers brewers and other vitaylers, keppynge hoſteries & other houſes of retaylynge of vitayles in dyuers places in this realme,

realme, haue purchased the kynges letters patentes, some to the for terme of lyfe, and some to the and to other ioyntly for terme of theyr lyues, to take horses and cartes for the cariage of the kyng & the queene, more for theyr subtyll and singuler lucre and profyte than for any faythfull seruice of the kyng or of the queene, by colour of which letters patentes they dayly take horses & cartes where that no nede is, and bryngyng the to theyr hosteries and other places of theyr affinitie, and there kepe them secretly, somtyme tyll they haue dispended .xx. li. or .xl. li. of theyr stuffe, and somtyme more and than make the owners of the sayd horses and cartes to pay for the same, before that they can get delyueraūs of theyr horses and cartes, & some tyll they haue made a fyne with them for suche horses and cartes at theyr wyll. And of some of the kynges people they take fynes to shewe fauour, & not to take theyr horses nor cartes, so that dyuers persons of ȳ kynges people in this noble realme be greatly endomaged by the sayde takers, aswell for the non payment of the hyer of the sayd horses and cartes, as for the great charge that they haue for theyr meate and fines made for theyr delyueraūs after that they be so taken. Our sayd soueraine lord the kyng, by the aduise and assent aforsayd, hath ordeyned and stablisshed, that all such letters patentes graunted to any person or persōs, holding any hostries brewhouses or house of retaylynge of victayll shalbe voyd and of no value nor effecte, & if any suche graunt be made to any suche person or persons fromhensforth that all suche patentes so graūted shalbe voyde and of no effecte. And that no person nor persons shal take horse nor cart in any place within this realme, but by the delyueraunce of the mayre, sheryffe, baylyffes, or constable, where such takyng shalbe had. And if any such person or persons take any horse or cart of any person or persons, without gree made to the owner for the same, and by the delyuerauns of the mayre, sheryffe, baylyffe, or constable, where suche takynges shalbe had, that than he or they, from whome suche horse or cart is taken, and he or they of whome suche fynes or paymentes be taken, as is afore rehersed, shall haue an action of Trespas at the cōmen lawe for such takynges. And that he or they that fele hym selfe greued in suche actyon shall recouer treble domages agynst hym or them, which so take any horse or cart fynes or paymentes contrarie to this ordynaunce. Sauyng alwas to the kynge his prerogatyfe and his preeminence of and in the premisses.

Takers of horses and cartes.

Kettres patentes.

Cap. iii. Sheryffes.

Item by aduyse, assent, and auctorytie aforsayd it is ordeyned and graūted, that the sheryffes and vndersheryffes clerkes and euery of them, which were for the yere last passed, shalbe quyte and discharged agaynst our saide soueraigne lorde the kyng and al his liege people, of the penalties and forfaytures of .CC. li. whiche they or any of them myght fall in or incurre by force of the statute made the .xxiii. yere of oure sayde soueraigne lorde the kyng, as for the occupacyon or exercise of the office of sheryffe longer than by a yere, from the day next after the day of all soules, in the .xxvii. yere of the reigne of our sayd soueraigne lorde the kyng that nowe is, tyll the feast of the purification of our Lady than ensuyng, in the .xxviii. yere of our said

soueraigne

ſouerayngne lorde, Prouyded alwayes that by this preſent ordynaunce they nor none of the ſhalbe excuſed or diſcharged of any other offence or thynge done by them or any of them in theyr ſayd offices. Prouyded alſo that none ſhalbe amerced for any ſuyte commenced by him againſt any perſon to recouer the ſayde penaltie, for the longer occupyng than by the pere, from the day after the ſayd day of all ſoules, tyll the ſayde feaſt of the Purificacyon of our lady.

Cap.iiii. Item where as dyuers myſruled perſons of the counties and ſeigniouries royalles in wales, and of the duchie of Lancaſter, in the ſayde parties daily take and vſe to take dyuers perſons places & catals in the ſayd counties, duchie, and ſeigniouries, by the name & vnder colour of diſtres, where they haue no maner of fee ſeygniourie nor cauſe to take ſuche diſtreſſe, but fayne ſome actions and querels to greue and deſtroye the faythfull people of the ſayde counties, duchie, and ſeygnouries, agaynſt lawe, reaſon, & conſcience, and the aforeſayde perſons, goodes, and catals ſo taken, bryng and cary out of the counties, duchie, & ſeigniouries aforſayd, where they be taken, to dyuers other places in England & Wales: And many tymes for takyng of ſuch diſtreſſes, and in reſiſtence of them, great aſſembles of people ryotes, mayhems, and murdres be made and had, and if it be not haſtely remedied other inconueniences be lyke therof to purſue: of whiche takynges bryngynges, and caryenges in this behalfe no puniſhment is, wherfore the people of the ſaid partyes daily habounde and increas in euel gouernaūs: Our ſayd ſouerayngne lorde the kyng, willyng to remedye the premiſſes, by aduyſe, aſſent, and auctorite aforſayd hath ordeyned and ſtabliſhed, that if any perſon take any goodes, catals, or perſon in any of the ſayde counties, duchie, or ſeigniourie, and them bryng or carye to any places out of any of the ſayde counties, duchye, or ſeigniouries, in whiche they be taken, to any other places, that all maner of ſuche takynges, bryngynges, or caryenges, ſhalbe had & iudged felonye: And if any perſon therof be duely attaynted in any maner, that he ſhal haue execucyon as a felon ſhuld haue: And that no maner of perſon in the ſayde counties, duchie, or ſeigniouries, nor in none other places in wales, arreſted, accuſed, or endyted of felonye in any maner ſhalbe admytted to diſclayme out of the ſayde countie, duchie, or ſeigniourie, where he is ſo endyted, accuſed, or arreſted. Prouyded alwayes that no perſon ſhalbe endomaged nor greued by this ordinaūce, for takyng within his fee, or for any maner of cauſe wherfore diſtreſſe or takyng is lawfull by the commen lawe of Englande, this ordynaunce to endure for .v. yeres.

Diſtreſſe.

Felonie.

Cap.v. Item where as dyuers waterbayliffes, ſercheours, comptrollours of ſerche, and other theyr deputies and ſeruauntes within the portes of this realme, & ſpecyally within the portes of Fowey, Plymmouth, Dertmouth, & Pole, by colour of theyr offyces dayly do wrongfully take by cōſtreynt of diſtreſſes & arreſtes vpon the ſhyppes, barges, balengars, & other veſſels, goodes, and marchaundyſes of the kynges lyege marchaūtes of this ſayd realme, and among all other vpon the kynges lyege marchauntes of Gaſcoyne, Guyen, Irlande, Gerneſey, and Gerneſey, in theyr commynge and goyng

waterbayliffes.

Sercheours.

goyng in the sayde portes, great charges and impositions, that is to saye, for euerye perce of cresclothe. iiii. d. for euery hundred of canuas. vi. d. for the weyght of euery tonne of yron. xii. d. and somtyme more, and lykwyse of all other goodes and marchaundyses of the sayd lyege people and other marchauntes of the kynges amytie, and by suche wrongfull distresses, arestes, charges, and impositions they do disturbe the sayde marchauntes freely to come into this sayde realme, and to passe, agaynste all lawe and conscience, among all customes & subsidies due to our sayd soueraigne lorde the kyng, to the great prejudice of our sayd soueraygne lorde the kynge in losse of his customes and subsidies, and to the great domage of the sayd marchauntes and theyr successours, onles due remedye therof be had in the same: By auctorytie, assent, and auctorytie aforesayde it is ordeyned and stablysshed, that the sayde marchauntes, theyr successours and euery of them, of all suche iniuries, distresses, arestes, charges and impositiõs afore recyted, to be made to them or any of them, as wel by suche waterbaylyffes, serchеours, & comptrollours of the serche, as by collectours of the sayd customes & subsidies cõptrollours of the same, surueyours of the customes, subsidies, & of serche packers, or anye other officers theyr deputies or seruauntes by theyr commaundement or any of them hereafter maye haue therupon a general wryt of Trespas agaynst suche offendours and euery of theym, after the fourme of the lawe, and to recouer agaynst them and euerye of them therof so conuicted. xl. li. And that the sayd marchauntes, theyr successours and euery of them so greued (as before is sayde) maye pursue the sayde wryt of Trespas against the sayd offendours and euery of them of suche iniuries, distresses, arestes, charges and impositions so to be made, as afore is sayde, within two monethes nexte after such iniuries, distresses, arestes, charges, & impositions to be made by them or any of thē, as afore is sayde. And in case that the sayde marchauntes, theyr successours or any of them do not pursue the sayd wryt of Trespas of suche iniuries, distresses, arestes, charges, and impositions aforsayd, agaynst the sayd offendours, nor none of them within the sayd two monethes, that than it shalbe lawfull to euery other person of the kynges lyege people to pursue the sayd wryt of Trespas of suche iniuries, distresses, arestes, charges and impositions to be made as is aforsayd, against al such offendours and euery of them after the fourme of the law, & to recouer agaynst them & euerye of them therof so conuicte. xl. li. the kynge to haue the one halfe, and he or they whiche wyll pursue, the other halfe.

Marchauntes

Customers.

¶ Here begynneth the statutes made at westmynster the xxix. yere of kyng Henry the. vi.

Ur soueraygne lorde the kynge Henry the. vi. after the conquest, at his parlyament holden at westmynster in the feast of saynt Leonarde, the. xxix. yere of his reigne, by the aduyse and assent of the lordes spirituall and temporall, & at the requeste of the comens in the same parlyament assembled, and by the auctorytie of the same hath ordeyned & stablysshed ot-

ters or-

tiers ordynaunces and statutes in the fourme whiche foloweth.

Cap.i. Jacke Cade.

¶ Fyrste where as the fals traytour John Cade, namyng hymselfe John Mortymer, late named capitayne of Kent, the.viii. daye of July, the.xi. yere of the reygne of our sayde soueraygne lorde the kynge at Suthwerke in the countie of Surrey, and the.ix. day of July, the aforesayde yere of the reygne of oure sayde soueraygne lorde the kynge at Dertford and Rouchester in the countie of Kent, also at the towne of Rouchester aforesayde, and elswhere, the.x. and.xi. daye of July than nexte ensuynge within the realme of England, falsly & traytorously ymagyned the kynges dethe destructyon and subuercyon of this realme, in gatheryng and leuyeng great nombre of the kynges people, and them excytynge to make insurrectyon agaynste the kyng falsly and traytorously in the places aforesayd, at the tyme beforе recyted, agaynst the kynges royaltie, corone, and his dignytie, and there and than made and leuyed warre falsly and traytorously agaynst the kyng and his hyghnes: And though he be deed and myschieued, yet by the lawe of the lande not punyshed: Our sayde soueraygne lorde the kynge consyderynge the premisses, to put suche traytours in feare in tyme comynyng, and for sauyng of hym selfe & of his realme, by aduyse of the lordes spirituall & temporall in the sayd parlyament assembled, & at the requeste of his cõmens, hath ordeyned by the auctorytie of the sayd parliamẽt, that he shalbe of these treasons attеynted, and that by the same auctorytie he shall forfayt to the kyng all his goodes, landes, and tenementes, rentes, & possessions, which he had the sayde.viii. day of July, or after, and his bloud corrupte and disabled for euer, and to be called a fals traytour within the sayde realme for euer.

Cap.ii. Trewce. Saufconductes.

¶ Item it is ordeyned & stablyshed, that the statute made the secõd yere of the sayd late victorious & noble kyng Henry, father to our soueraygne lord the kyng that now is, of the breakers of trewce & saufconduytes vpon the mayn sea & other places, shalbe in his force & cõfermed. Joynyng to ỹ same, that the chaũceler of England for the tyme being, callyng to hym one of the chiefe Justices of the one benche or of ỹ other, shall haue lyke power as the cõmissioners in ỹ same statute specyfied haue: sauing where it is conteyned in the same statute, ỹ yf he or they, vpon whome complayntes shalbe made, do not appere at a certeyn tyme, as is there cõteined, that thã a Capias & exigend shalbe awarded against him or thẽ vpõ whom such cõplaynt is made, alwel to the sherysse of the cõtie, of the whiche they be supposed to be, as to the sherysse of the sayd countie, where the sayd complaynt shalbe made: it is ordeyned in this present parlyament, that he shall awarde a writ of Capias to the sherysse of euery of the sayd counties, commaundynge hym vpon peyne of a.C.li. to make open proclamacyon in the.iii. countyes contynually, that the partie or parties, vpon whom he hath cõplayned shal appere at a certeyn day conteyned in the same writ, before the sayde chaunceler, yf the complaynt of the premysses be made before hym after the fourme conteyned in the sayde statute. And yf they appere not at the same daye, that than they shalbe attеynted and conuycte to the partie so cõplaynyng of the offences in the sayd complaynt specyfied. And that the sayd

Sherysse.

partie

partie compleynaunt shalbe preferred to haue execucyon before any seasyn had for the kynge in this behalfe, notwithstandynge that they so makynge defaute be attepnted of treason. And it is ordeyned, that no persone, whiche appereth vpon any suche cõpleynt or writ to be awarded, shall incurre the peyne agaynst our souerayngne lorde the kynge of treason conteyned in the sayd statute. Prouyded also yf any person, agaynst whome such writ or proclamacyon shalbe awarded, be out of this realme by feate of marchaundyse, or in the kynges seruyce by his cõmaũdemẽt, at the tyme of the fyrst proclamacyon made vpon such writtes, that than the same person shall not be endomaged by this acte, so that he appere personally before the kynge in his chaũcerie within a moneth next after his commyng into this realme, to answere to suche complayntes. Prouyded also that no owner victayler nor setterforthe of any ship or vessell, which shal not be partie to any such offence, nor procurour, coũselour, nor abbettour to the doyng therof, nor knowyng nor wyllyngly receyuyng nor takyng any parte of the goodes so robbed or spoyled vppon the sea, shalbe indomaged by this acte. And that this ordynaũce shall begyn and shalbe in his force the fyrst daye of this present parlyament and not before, & shall endure by .v. yeres nexte ensuyng. And that no chartre of pardon hereafter to be graunted shalbe allowable to any person or persons for any offences done contrarie to the sayde statute.

¶ Item where as great inconueniences and domages haue come nowe of late in the cytie of Yorke, & more in tyme to come be lyke to happen, yf prouision therof be not had: for that that dyuers & certeyn persons, cytesyns of the sayde cytie, haue purchased and goten of our souereaigne lorde the kyng seuerall letters patentes, therby to be exempted of the offyces and occupacyons of mayraltie, sheryffe, chamberlayne, collectour of dysmes and quynsysmes, and cytesyn of the sayd cytie to come to the parlyamentes of our souerayngne lorde the kyng and his heyres within the sayd cytie: Our sayd souereaigne lorde the kynge, consyderyng the premysses by, aduyse and assent aforesayde, hath ordeyned and stablysshed, that all suche letters patentes graunted or to be graunted to any person or persons, nowe cytesyns of the sayde cytie, or whiche in tyme commynge shalbe made, shalbe voyde, and of none effecte. And moreouer that yf any citesyn of the sayd cytie now beyng, or which in tyme cõmyng shalbe, do purchase, admyt, take, or get any suche letters patentes, therby to be exempt of any of the offyces or occupacyons aforesayde, within the same cytie, shall forfayt .xl. li. the one halfe to our souerayngne lorde the kynge, and the other halfe to the mayre and cytesyns of the sayd cytie and theyr successours. And that the mayre for the tyme beyng & his successours may & myght haue and mayntayne an action of Dette, to demaunde the sayd .xl. li. agaynst euery of the sayde person or persons, purchasyng, admyttyng, takyng or gettyng such letters patentes of exempcyõ, the one halfe of the sayd .xl. li. so recouered, to be to the vse of our sayd souerayngne lord the kynge and his heyres, & the other halfe of the sayde .xl. li. to be to the vse of the mayre of the sayd cytie for the tyme beyng, and of the cytesyns of the same cytie and theyr successours. And that in suche actyons of

Cap. iiii. yorke.

Letters patentes.

Wette hereafter to be purſued, the parties defendauntes in no wyſe ſhalbe admytted to theyr lawe.

Here begynneth the ſtatutes made at Redynge. the.xxxi.yere of kyng Henry the.vi.

AT the parlyament holde at Redyng, the.vi.day of Marche, the.xxxi.yere of ỹ reigne of our ſoueraigne lorde kyng Henry the.vi.after the conqueſte, the ſame our ſoueraigne lorde the kyng, by the aduyſe and aſſent of the lordes ſpirituall & temporall, and the comens beyng in the ſayd parlyament, and by auctoryte of the ſame parlyament, hathe made ordeyned and ſtablyſſhed diuers ordinaunces and ſtatutes in the maner and fourme folowynge.

Cap.i. John cade.

IN yſſte where as the moſte abhomynable tyran, horrible, odyous, and errant fals traytour Johñ Cade, callynge and naumynge hym ſelfe ſomtyme Mortymer, ſomtyme cappytayne of Kent, whiche name, fame, actes, & feates be to remoued out of the ſpeche and mynde of euery faythfull chrysten man perpetually: falſly and traytorously purpolyng and ymagenyng the perpetuall deſtruction of the kynges ſayd perſon, and fynall ſubuerſyon of this realme, takyng vpon hym royall power, and gatheryng to hym the kynges people in great nombre by fals ſubtyl ymagyned langage, and ſeditiously made a ſtyrryng, rebellyon, and inſurrectyon vnder colour of Juſtice for reformacyon of the lawes of the ſayde kynge, robbyng, ſleyng, and ſpoylyng great parte of his faythfull people: Our ſayde ſouerayngne lorde the kyng, conſyderynge the premyſſes, with many other whiche were more odyous to remembre, by aduyſe and aſſent of the lordes aforeſayd, & at the requeſte of the ſayd cõmens, and by auctoryte aforeſayd, hath ordeyned and ſtablyſſhed, that the ſayde Johñ Cade ſhalbe reputed, had, named: and declared a fals traytour to our ſouerayngne lorde the kyng, and that all his tyranny, actes, feates, and fals opinions ſhalbe bodyed, abated, adnulled, deſtroyed, & put out of remembraunce for euer. And that all endytementes, and all thynges dependyng therof, had & made vnder the power of tyranny, ſhalbe thewyſe voyde, adnulled, abated, repealed and holden for none. And that the bloude of none of thembe therof defyled nor corrupted, but by the auctoryte of the ſaid parliament clerely declared for euer. And that al enditementes in tyme commyng, in lyke caſe vnder power of tyranny, rebellion, and ſtyrryng had, ſhalbe of no recorde nor effecte, but voyde in lawe. And all the petycyons deliuered to the ſayde kynge in his laſte parlyament holden at Weſtmynſter the.vi.day of Nouembre, the.xxix.yere of his reigne, agaynſt his mynde by hym not agreed, ſhalbe taken and put in oblyuyon out of remembraunce vndone, bodyed, adnulled, and deſtroyed for euer, as a thynge purpoſed againſt god and conſcience, and agaynſt his royal eſtate and preemynence, and alſo diſhonorable and vnreaſonable.

Cap.ii. ITem for almoche as the kynge our ſouerayngne lorde before thys tyme, vpon certeyn ſuggeſtions & complayntes made aſwell to hym as to the lordes of

des of his counsel, vpon diuers persons of this his realme, for great ryotes extorcyons, oppressyons, and greuous offences by them done agaynste his peace and lawes, to diuers of his lyege people, hath gyuen in commaundement, aswel by his writtes vnder his great seale, as by his letters of priuey seale, to appere before hym in his chauncery, or before hym and his counsell at certeyn dayes in the same writtes or letters conteyned, to answere to the premysses: whiche commaundementes be and many tymes haue ben disobeyed, in contempt of the kynge our sayd souerayne lorde, and to the great hynderaunce, domage, and delaye of his sayde complaynauntes in this behalfe: Our sayde souerayne lorde the kynge, consyderynge the premysses, by the auctoryte aforesayd hath ordeyned, enacted, and stablysshed, that yf any suche wryte or letters of priuey seale hereafter directed to any persone to appere before hym or his counsell (as afore is sayde) there to answere to any of the premysses, and than the same person refuse to receyue suche wryt or letters, or the despise, or absente or withdrawe hym selfe for this cause, and come not, and kepe the daye of appearaunce gyuen to hym by the sayde wryt or letters of priuey seale, and that duelye certifyed and knowen to his counsell, that than the chaunceler of Englande, for the tyme beynge, shall haue power by the sayde auctoryte, to cause a writ or wryttes of proclamacion to be directed to the sheryffe of the coũtie, where the person so refusyng to receyue such writ or letters: or the despising, or absenting or withdrawyng him for this cause, is dwellyng or cõuersaunt, or into the coũtie next adioynyng, & to the sheryffes of London for the tyme beyng, gyuyng to the sayd sheryffes seuerally in cõmaundement by him selfe, that they vpon peyne of forfaiture of. C C. li. shal make open proclamacion in the shyre towne of the same countie, and in the sayde cytie, by. iii. seuerall dayes immediatly after that the sayd writ or wrttes shalbe to them delyuered, that such person, to whome suche wrytte or letters of priuey seale shalbe directed, as afore is rehersed, shall appere before the kynges counsell, or before the chaunceler of England for the tyme beyng, within a moneth next after the sayde last daye of proclamacyon. And shal returne the sayd writ or wrttes of proclamacyõ before the kyng in his chaũcerie within. vii. dayes after the sayd thyrd day of proclamacyon, vpon the sayd peyne of. C C. li. And yf he make defaute, & do not appere within the sayd moneth, the sayde wryt or wrttes duely proclaymed in the sayde shyre towne and cytie, and the kynges counsell truely certifyed of the sayde proclamacyon in suche fourme executed: that than yf suche persone be of the state of a lorde, as a duke, marques, erle, vycount or baron, he shall lose & forfayt all offyces, fees, annuities, & other possessions that he or any man to his vse hath of the gyfte or graunt of the kynge, or of any of his progenytours made to hym or anye of his auncestors. And that than the sayde chaunceler for the tyme beynge, shall do to be made an other writ or wrttes of proclamacyon, to be directed to the sayde sheryffes of the sayde counties and cytie for the tyme beynge, to make open proclamacyon and returne of the same wrytte or wrttes, vppon the same peyne as afore is specyfyed and ordeyned vppon the sayde fyrste wrytte of proclamacyon.

Dilobedience.

Priuie seale.

Chancellour of England.

Shyre.

And yf he make defaute, and do not appere at the daye to hym lymytted by the sayde lasse wryt or wryttes of proclamacyon, that than he shall lose and forfayt his estate and name of lorde, and his place in the parlyament. Prouyded that the sayd forfayture of offyces, fees, annuities, and other possessions, and also of the sayd estate and name of lorde & place, shall extende but alonly for terme of lyfe of hym or of them, whyche by the auctorytie of this acte shal forfayt the sayde offyces, fees, annuities, possessions, state name, & place or any of them, in the fourme aforesayde. And yf any lorde of the sayd estates of a duke, marques, erle, vycount, or baron, hauyng nothyng of the kynges graunt nor of his progenitours, do dysobey (as afore) after the sayd proclamacyon, in maner and fourme aforesayde made returned & certified: than he shall forfayt for terme of his lyfe to the kynge his name and estate of lorde and place in the parlyament, and also all the landes and tenementes which he hath or any other to his vse hath. And that euery other person vnder the state of a lorde, hauynge lyuelode, or to whose vse any other person or persons haue any lyuelode, yf he appere not within the moneth after the proclamacyon made by vertue of the fyrste wrytte or wryttes, he shall make a fyne after the discretyon of the .ii. chiefe Iustices of his benche and of his comen benche for the tyme beynge. And that euery other person, hauyng no lyuelode, nor none other person to his vse, so making defaute, shal be put out of the kynges protectyon. Prouyded alwaye that yf anye of the kynges lyege people, named in the sayde wryttes or lettets, be not within this his realme at the tyme of any of the sayd wryttes delyuered and returned, nor absent hym within the sayde realme, and also yf the person or persons agaynst whome such wryttes of proclamacyon hereafter shalbe awarded, be so greuously vexed or troubled by infirmitie or syknes, or otherwyse such persons be imprysoned without fraude or male engyne, or that they be so feble for age, that they maye not labour in theyr proper persons, so that suche dwellyng out of the realme, feblenes, or syknes, imprisonement, and debylitie of age be sufficyently and duely proued by iuste & indifferent examinacyon before the lordes of the kynges counsell, they shall not be indomaged by this acte. Prouyded also that no mater determinable by the lawe of this realme, shalbe by the sayde acte determyned in other fourme than after the course of the same law in the kynges courtes hauyng determynacyon of the same lawe. This acte to begyn and take effecte the fyrst daye of Maye, the xxxii. yere of the reygne of the sayde kyng, of all dysobeysaunces to be made after the same fyrst day, and of no dysobeysaunce before this day made, and to endure for terme of .vii. yeres: And that this present acte shall be proclaymed by the sheryffe of euery countie of this lande in euery market towne within the same countie, before the feast of ỳ Natiuitie of saynt Johñ baptiste in the sayde xxxii. yere.

Cap. iii.

Attachement

Item for asmoche as the wardeyns of the marches adioynyng to Scotland, called the Eastmarche and the Westmarche, haue vsed by theyr mynysters to make attachementes, and to attache men by theyr bodyes in ỳ counties of Northumberland, Cumberland, & Westmerland, and in the towne of Newe-

of Newcastell vpon Tyne, and in none other places, to answer to endyte- Wardeyn
mentes taken in ỹ courtes called wardeyn courtes of the sayd marches, for courtes.
offeptes supposed to be done against the vertue of the trewce within ỹ said
counties and towne: And nowe of late the mynisters & offycers of the sayd
courtes, somtyme for theyr synguler lucre, & somtyme for malyce that they
haue borne to certeyn persons, haue attached and taken vpō them dayly to
attache dyuers persons well gouerned by theyr bodyes, aswel in the coūtie
of Yorke as in other places out of any of the sayd countyes of Northūber-
land, Cumberland, or Westmerlād, or the towne of Newcastell: Our sayde
souerayigne lorde the king, considering the premisses, by the auctorytie afore-
sayd hath ordeyned and stablysshed, that yf any mynyster of any of the sayd
courtes attache any person by his body or by his goodes, out of any of the
sayd counties of Northumberland, Cumberland, and Westmerland, or the
towne of Newcastell, to answer in any of the sayde courtes, or by colour or
cause of any maner or presentement taken or to be taken in any of the sayd
courtes, that it shalbe lawful to euery person, which shal happen so to be at-
tached, to make resistence, and not to obeye any suche attachement. And yf
any person be indomaged or greued by any such attachement, he shall haue
in this behalfe an actyon of Trespas or fals imprysonement agaynst them
which shall make or do to be made hereafter any suche attachement, and in
the same to recouer treble daunages, yf in any of the actyons the mater ple-
ded passe or be iudged for the playntyfe in the same. And the defendaunt to
haue two yeres imprysonement, and moreouer to paye to the kynge a. C.s.
And that the Justyces of peace in theyr sessyons of the peace, sheryffes in
theyr turnes, and also stewardes of leetes in theyr leetes, by them to be hol-
den, shall haue power to enquyre of all suche attachementes made or to be
made out of any of the sayde counties of Westmerland, Cūberland, or Nor-
thumberlande, or the towne of Newcastell, And therin and vpon the same,
to do and procede as they maye do and procede vpon presentementes taken
before thē in their sessions of peace, turnes, or leetes, of trespas or of frayes
made agaynst the kynges peace.

¶Item our souerayigne lorde the kyng by auctorytie aforsayd hath ordey- Ca. iiii.
ned and stablished, that yf any of his subiectes attempt or offende vpon the
sea or in any porte within ỹ said realme vnder the kinges obeysaūs, against
any person or persons straūgers beyng vpō the sea or in any porte aforsayd, Attachement
by way of amytie lyege or trewce, or by force of the kynges saufconduyt or
saufegarde in any wyse, and specyally in attachynge of any suche straunge
person, robbyng or spoyling of hym his shyp or any other maner of goodes, Chancelour
or agaynst any other person of his lyege people, the chaūceler of Englande of England,
for the tyme beyng (as for the delyueraūs of any such persone so attached
to be had, & as to make restitucyon to euery suche person so robbed or spoy-
led of shyp or goodes or of the value therof) shal haue auctorytie, callyng to
hym any of the Justices of the one benche or of the other, vpon a byl or by-
les of complaynt to hym made in this behalfe, to make suche proces out of
the sayd chaunceric, aswell agaynst all such offendours, to bryng them into

the kynges chauncerie, there to answer to the parties so greued in this behalfe, as agaynste any other person or persons, to whose handes any suche person so attached shyp or goodes shal come, as for the delyueraūce & restitucyon by them to be made of the same person shyp & goodes, as shall seme to the same chaūceler moste expedient & necessarie: And vpon this proces so made out of the sayd chauncerie, the sayde chauncelor further to proceede in this mater, yf the case do so requyre, by aduyse of any suche Justice to make the person and persons straungers so greued, to haue full delyueraūce and restitucyon of any suche person so attached, and of all suche shyppes & goodes, & also of all theyr costes, expenses, and losses made and suffred by them in this behalfe, and therupon to make all maner of execucyō out of the sayd chaūcerie, in such fourme as shall seme to the sayd chaūceler most expedient and necessarie for suche delyueraunce and restitucyon to be had, callynge to hym any suche iustice as before is sayd, this acte to begyn & take effecte the fyrst day of May, the .xxxii. yere of the sayde kyng.

Stranger.

Shyppes.

Restitucyon.

Cap. b.

Item where as it was ordeyned by the statute made in the tyme of kyng Rychard the second, that no sercheour, gaugeour of wyne, aulnegour, fyndar, weyar, collectour of customes and subsidies, or comptrollour shal haue estate in his office for terme of lyfe or for terme of yeres, but that the sayde officers shall remayne vnder the gouernaūce of the treasorer of Englande for the tyme beynge. Also where it was ordeyned by the statute made in the tyme of kyng Henry the .iiii. that the aulnage of clothes within this realme may be committed to ferme or in approuement, after the aduyse of the treasorer of England for the tyme beyng, as in ỹ sayd statutes more fully is declared, yet that notwithstandyng diuers persons haue obteyned the kinges letters patentes of the sayd offices and aulnage, some for terme of lyfe, and some for terme of yeres, to the great preiudice of the king and of his people, and agaynst the sayd statutes: Our sayd souereigne lorde the kyng, consyderyng the premisses, hath ordeyned by ỹ auctoritie aforsayd, that al letters patentes made of any of the sayd offyces or aulnage, to any person agaynst the effecte of the sayd statutes, shalbe voyd and of no force. And that no letters patētes of any of the sayd offices or aulnage, shalbe made hereafter but by warrant of byll sealed by the treasorer of England for the tyme beynge, sent by hym into the chaūcerie, as it hath ben accustomed before this tyme. And that al letters made or to be made hereafter of the sayd offyces or aulnage, by other warrant than by byll of the treasorer, shalbe voyd and of no effecte: Prouyded alwayes that this acte shall not extende nor be preiudicial nor hurtful to our souereigne lady the queene, the prince, the duke of Buckynghā, to the inheritours of Henry late duke of Warwyke, nor to ỹ mayre and cominaltie of London, to the mayre baylyffes and cominaltie of the cytie of Wynchester, as to any graunt or grauntes dympse or dympses of the aulnage, or any graunt or grauntes of any sume or sumes of money of the ferme of the aulnage to them granted made or cōfermed, nor to no cōptroller hauyng any offices out of the kynges portes, nor to Johū Denycock esquyar, to Gyles Deyntio esquyar, nor to anye of the kynges or queenes

Sercheour. Gaugeour.

Aulnage.

Lettres patentes.

Treasorer of Englande.

houshold

houſhold ſeruauntes, of any graunt or grauntes of any office or offices to them made before this tyme, with the fees and wages of olde tyme due and accuſtomed.

Ca.bl.

¶ Item where as at the parliament holden at Weſtmynſter the.xx.yere of the kyng that now is, it was ordeyned by auctorite of the ſame parliament, that no perſon of the kynges leege people, againſt whom any exigent ſhall be awarded or outlagarie pronounced at the kinges ſuyte, or at the ſuyte of the partie in tyme to come in the countie of Lancaſter, ſhall forfayt any of his goodes or catals, landes or tenementes in any other coũtie, but alonly the goodes or catals, landes & tenementes, which the perſons ſo outlawed, or they againſt whom ſuche exigend ſhalbe awarded in the ſayde countie of Lancaſter, haue in the ſame countie. And by reaſon of any ſuche outlagarie at the kynges ſuyte, or at the ſuyte of any other perſon pronounced within the ſayde countie of Lancaſter, he ſhall not be forbarred nor diſabled of any maner of actyon, nor to clayme any maner of enheritaunce out of the ſame countie, nor diſabled to purſue any maner of actyon out of the ſame coũtie, notwithſtandyng ſuche outlagarie againſt hym pronounced, as in the ſayd ſtatute more fully appereth: whiche ſtatute is now expyred, becauſe it was ordeyned to endure but for.vii.yeres than next enſuyng, which ſtatute was profytable and neceſſarie to the kinges leege people: Our ſayd ſoueraigne lord the kyng, conſyderyng the premiſſes, by aduyſe and aſſent of the lordes ſpiritual & temporall in the ſayd parlyament aſſembled, & at the requeſte of the ſayd cõmens, and by auctoryte of the ſame parliament, hath ordeyned and ſtabliſhed, that the ſayd late ſtatute ſhalde in his force and vertue, takyng effecte and force at the laſt daye of Marche, the.xxx.yere of his reigne and from that daye to endure for euer.

Outlagarie.

Countie of Lancaſter.

Ca.bll.

¶ Item where as in the parlyament holden at weſtmynſter the.vi.daye of Nouembre, the.xxviii.yere of the reygne of our ſoueraigne lorde the kyng, in the acte of reſumpcyon among other thynges it was ordeyned and ſtabliſhed, by the auctorite of the ſame parliamente, that it pleaſed him to take, reſume, ſeaſe, and reteigne in his handes and poſſeſſion all honours, caſtels, ſeignyouries, townes, villages, maners, landes, tenementes, rentes, reuerſyons, wardes, fees, feefermes and ſeruices, with all their appurtenaunces in England, Wales, and in the marches of the ſame, Irland, Guynes, Calays, and in the marches of the ſame, which the ſayd kyng had graunted by his lettres patentes, or in any other maner hythens to the xxiii. day of his reygne: And that all maner of grauntes of rentes charges or annuyties made by hym of the eſtate of inheritaunce for terme of lyfe, or for terme of yeres to any perſon or perſons, to be taken of any of the premyſſes, or of his cuſtomes or ſubſidies of wolle, or of the hamper, or to or in his receypt, or otherwyſe or in any other place by any of them, or of the profytes comynge of them or any of them, within his realme of England, Irland, or Wales, Guynes Calays, and in the marches of the ſame, ſhalde voyde and of none effecte, as in the ſayde acte of reſumpcyon more fully is declared. And for almoche as doubte and ambyguytie is had, what fees, rewardes, wages, profytes, &

Reſumption

other thynges belongyng & afore tyme pertenyng to the sa[id] the tymes of his noble progenytours shalbe returned, retayned [in] handes or boyde by vertue of the sayd acte or not: for a certeyn [and] declaracyon thereof. Our soueraigne lord the kyng, at the requeste of his sayd cõmens, by the auctorite afore sayd, hath ordeyned, that the sayde acte & ordinaunce of resumpcyon shall not be prejudicyall to any of his officers, of any fees, wages, rewardes, or profytes due or pertenyng to suche officers as were the fyrste daye of his reigne or before, because of suche offyces or occupacyons. And that the sayde fees, wages, rewardes, and profytes, shall not be compylled within the sayd acte of Resumpcyon nat the tyme of the makyng of the same acte, nor after, nor within any other acte or ordynaunce made in this sayd parlyament: but that al suche wages, fees, rewardes and profytes shalbe and remayne to al and euery such offices & occupacyon, as they were the fyrst daye of his reigne or before, any acte of resumpcyon, statute, ordynaunce or prouision, or any other acte made to the contrarye, or any doubte or ambiguytie in the same conteyned notwithstandynge.

Ca. biiii. Item where as in the sayd parliament cõmenced at Redyng the .vi. day of Marche, the .xxi. yere of the sayd kynge, and adiourned to westmynster tyl the .xiiii. day of Februarye, a subsidie called poundage, was graunted to the sayde kyng, that is to say, of all maner of marchaundyse of euerye marchaunt denyzyn and alyen, as well of marchauntes of Hanse and Almayne, as of any other marchaunt alyen, caried out of this realme, or brought into the same by way of marchaundyse, of the value of euery .xx. s. .xii. d. to haue to hym at the thyrd day of Aprill next commyng for terme of his lyfe natural, with a certeyn exceptyon in the same graūt specifyed, by force of which acte the kinges subiectes marchauntes denyzyns of this his realme, shalbe chargeable to pay to the kyng .xii. d. of the value of .xx. s. of all theyr woll in clothes passyng out of the same, after the sayd .iii. daye of Aprill, which shal be to them very great importable charge, and impouerysshement of a great parte of the poore people of this realme, and peraduenture cause of restreynt ad impedyment of vttеraunce of all maner of woollen clothes made within the same: which shal cause by proces of tyme fewe clothes to be made in the sayd realme: and thereupon great ydelnes amonges his poore lyege people, and a weane of destruccyon of his naury, and shall cause the welles to be of lesse value, to the great destruccyon of the growers of the same. And more ouer in the sayd parliament the sayd .vi. day of Marche, a certeyn subsydie of welles and wolfelles was graunted to the kyng, that is to say, of euerye marchaunt denyzyn for the subsydie of euerye sacke of woll .xiii. s. .iiii. d. and of euery .C.C.xl. wolfelles .xiii. s. .iiii. d. to haue to hym for terme of his lyfe natural, at the thyrd day of Aprill, as in the acte of the graūt therof made in the same parliament more fully appereth: Wherfore the poore subiectes marchauntes of the staple of Caleys shalbe compelled after the sayd thyrd day of Aprill, to pay to the kyng of euery sacke of woll and of euerye .C.C. xl. wolfelles .x. s. more by way of subsydie than they haue ben accustomed to pay in any dayes of the reigne of the sayd kyng: which charge beyng to the

Poundage.

importable

impossible is lykly to be the cause that they shall not be of power to bye or shyp any great quantitie of wolles of this realme, to be had to the sayd staple, which shall ensue very grevious diminucyon and decreas of the price and valour of wolles and wolfelles of this realme, and of the great annuel revenues of the customes and subsidies, which shulde growe to the kynge of the shippynge of suche wolles and wolfelles, and to the abatynge of the payment of the wages of the soldeours entendyng upon the sauftgarde of the towne and marches of Caleys, and also the poore growers of wolles of this realme greatly impoverysshed. Our sayde soueraigne lorde the kynge wyll by the auctorite aforsayd, that every marchaunt denyzyn his liege man borne within this his realme, which shall ship or carye any wolles or wolfelles to the staple of Caleys, or by the streytes of Marroke by the kynges lycence for suche wolles and wolfelles so shipped and caryed to the sayde staple, or by the sayd streytes, shalbe quyte and discharged of the sayde .x.s. parcel of the sayd subsidie of .xiiii.s.iiii.d. graunted to the kyng in this said parliament of every sacke of wolle, and of every .C.C.xl. wolfelles at the said thyrd day of Aprill specyfied in the said graunt, by the space of .v. yeres than next ensuynge. And also that every marchaunt denyzyn shalbe quyte & not chargeable by vertue of the sayd graunt of subsidie of .xii.d. of the value of every .xx.s. of all maner of woollen clothes by them or any of them to be had out of this realme, to any parties beyond the see, at the sayde thyrd day, by the space of .iii. yeres than next ensuyng. Staple of Caleis.

Item where as in al parties of this realme dyuers people of power, moued of insacyable covetyse, agayns all ryght, gentylnes, treuth and good consciens, have laboured and found new invencyons, and them do dayly execute, to the daunger, trouble, and evyll treatynge of all ladyes, gentylwomen, and other women soule, having any substaunce of landes, tenementes, or other movable goodes within this sayd realme of England, perreyvyng them by great innocency and symplicyte, willyng to take them by force, or other wyse come to them, semyng to be their great frendes, promysynge them their spirituall love, and so by great dissimulacyon or otherwyse, get them in their possession, conveyeng them into such places, where the sayde offendours be of moste power, and whan any women by such meanes, or by any other meane be in their governaunce, the sayd evyll disposed person or persons wyll not suffre them to go at large, and be at their libertie, wyll that they wyll bynd them to the sayde offendours or other person or persons to their use, in great summes, by obligacyon or obligacyons, alwel symple as condicyonall, or by obligacyon or obligacyons of statute marchaunt, made before the mayre or bayly the having power to take suche recognysaunces. Also they wyll many tymes compell them to be maryed by them, contrarie to their owne desyres, or elles they wyll leape the sayd summe or summes or their landes and goodes, and put their person or persons in daunger, to their great domage, whiche hath ben and is lykely to be an universall prejudyce to the lawe of holy churche, and the lawe of this realme, onles due remedie therupon be provided. Our said soueraigne lorde the kyng, Cap.[illegible]. women beguyled.

tonſyderynge the premyſſes, hath ordeyned and eſtabliſhed, by auctoryte of this preſent parliament, that in all ſuche maner aforſayde, the partie bound may haue a writ out of the chaunceryе, conteynynge all the maner of theyr vnreaſonable entreate, dyrected to the ſheryffe of the countye, where any ſuche offences were ſo done or after ſhuld be done, commaundynge hym that he by force of this writ make proclamacyon in the full countie, and in the next countycourt after the receypt of the ſayd writ, that the perſon or perſons contepned in the ſayd writ, ſhall appere at a certeyn day and place pre fixed in the ſayd writ, byfore the chaunceler of England for the tyme beyng or otherwyſe byfore the Juſtices of aſſyſes in the countyes where the ſayd offences were done, or otherwyſe byfore any other notable perſon to be aſſigned by the chaunceler of England for the tyme beyng. At the whiche day and place if the ſayd parties appere, that than the ſayde chaunceler of Englande for the tyme beynge, Juſtice or other perſon ſo to be aſſigned by the chaunceler, for the tyme beyng, by vertue of this ordynaūce, ſhall duely examyn the ſayde parties vpon the premiſſes. By whiche examynacyon if they may fynde the ſayd obligacyon or obligacyons, or any of the ſo to be made as is afore ſayd: that than the ſayde obligacyon or obligacyons, and al proces and execucyon ſued or to be purſued therupon, ſhalbe voyd and of no force nor effecte. And if it be found by examynacyō byfore the, that the ſayde obligacion or obligacions were made or ſhalbe found to be made for a true dutie, and by no ſuche meanes as afore is ſayde, that than the ſayde obligacyon or obligacyons, and al the proces and execucyon ſued or to be purſued therupon, ſhall ſtande good and effectuall. And if it be ſo that the perſon or perſons in ſuche writtes named or to be named, againſt whome any ſuche letters or writtes hereafter ſhalbe ſued, make defaute at the day and place limitted in the ſame writ or writtes, that than all ſuche obligacyons, as be byfore ſpecyfied and declared, and in the ſayde writ or writtes expreſſed, declared, and ſpecyfyed, and all maner of proces and execucyon ſued or to be ſued therupon, ſhalbe voyd and of no force nor effecte. And that the ſayde ſheryffe or ſheryffes, to whom ſuche writte or writtes vpon this ordynaūce hereafter conceyued ſhalbe directed, ſhall execute the ſaid writtes accordyng to the tenour of the ſame, vpō payne of .C.C.li. whereof the kyng to haue the one halfe, and the other halfe to the partie whiche ſhal ſue the ſayd writ of proclamacyon. And that the ſayde partie ſo greued may haue an action of Dett in euery ſuche caſe againſte the ſayde ſheryffe for the halfe of the ſayde .C.C.li. ſo forfayt, with proces of bilagarie. And that the partie or parties defendaūntes in any ſuche actyon frombens forth againſt any ſheryffe or ſheryffes to be purſued, ſhall allege no proteſtyon, nor ſhall wage his ſame, nor ſhalbe receyued to make or plede any forreyn plee, to be tryed in any other place than there where the ſayde writ grounded vpon this ordynaūce is ſued.

Chancellour of England.

Obligation.

Sheryffe.

¶ Here begynneth the ſtatute made at Weſtmynſter the xxiiii. yere of kyng Henry the vi.

HEnry by the grace of god kyng of England and Fraunce, & lorde of Irland the.vi. after the conqueste, at his parliament holden at westmynster, the.ix. day of July, the.xxiii. yere of his reigne, by the aduyse and assent of the lordes spirituall and temporall, and the commens of his realme of England being in the same parliament, and by auctorite of same parliament, made and ordeyned certeyn ordynaunces and statutes for the commen weale of the same realme in the forme folowyng.

Cap.i.

¶ First our sayd soueraigne lorde the kynge, consyderynge how that now late dyuers howsholde seruantes aswell of lordes as of other persons of good degree, soone after the deth of their sayde lordes and maysters, dyolently & tyrannously haue taken and spoiled them of the goodes, whiche were of their sayde lordes and maysters at the tyme of their dethe, and the same dystrybuted betwyxt them, to the impediment of the execucyon of the wyll of their sayd lordes and maysters, and to the great displeasure of god, and contrarie to the faythe and trouthe, whiche they ought to haue towardes their sayd lordes and maysters, and to a perylous example in tyme to come, oneles due remedye in this partye be prouyded, wherfore the same our sayd soueraigne lorde the kynge, by the aduyse, assent, and auctorite aforsayd, hath ordeyned and stablyshed, that after full informacyon made to the chaunceler of England for the tyme beynge, by the executoues of any suche lordes or persone, or.ii. of them, of such ryot takynge and spoylyng made or hereafter to be made by the housholde seruauntes of their or his sayde testatour after his dethe, the same chaunceler, of the aduyse of the chiefe Justices of the kynges benche and of the commen benche, and chiefe baron of the escheker for the tyme beynge, or two of them, shall haue power to make so many and suche writtes to be directed to suche sheryffes by their discreyon, as to them in this behalfe shall seme necessarie, to make open proclamacyon in suche cyties, burghes, or townes or places, two market dayes within twelfe dayes next after the delyuerey of the same writtes, as to the same chaunceler of the aduyse aforsayd shall seme reasonable, that the sayd offendours shall appere before the same oure soueraigne lorde the kynge & his heyres in his benche, at suche a daye as by the sayde writ to hym shalbe ympytte. So that the sayde laste proclamacyon be made by.xv. dayes before the same daye of apparauns. And if any suche writ be returned at the day conteyned in the sayde writ, and the writte be executed, that proclamacyon is therupon made accordynge to the sayde ordinauns, And than if the sayde persone or persones, whiche shulde appere by the reason of the sayde proclamacyon, make defaute at the daye specyfied in the said writte, and do not appere, than he or they so makynge defaute shalbe atteynted of felony. And if any suche persone or persones do appere at the sayde daye, than the Justices of the sayd kynges benche shall haue power and auctorite by the sayde ordynauns, to commytte suche person or persones so apperynge to prison, there to abyde after their discrecyon, tyll the sayde offendours do answer to the sayd executours in such actyons, whiche the sayd executours

Spoyle.

Chaūcelor of Englande.

Felonye.

wyll

wyll declare agaynſt them or any of them by byll or by writt, for the tyme tarrynge and ſpoylynge aforſayd, and that the ſame actyons be determyned. So that the ſame actyons be purſued with effecte and not ſlakly, to the intent to kepe the ſame perſon or perſons in pryſon. And if ſuch perſon or perſons be enlarged out of pryſon by the ſayd Juſtices, that than the ſame perſon or perſons ſhall tynde ſufficient perſones to be bounden with them to the ſayde executours by waye of recognyſaunce in the ſayde benche, by diſcrecyon of the Juſtices, to kepe ſuche dayes as he or they ſhall haue by the ſame court. And if the keepers of the pryſon, whervnto the ſayde perſon or perſones be committed, do let them goo at large out of the pryſon, of his owne auctorytie without the conſyderacyon and ordre of the ſayd Juſtices, than the ſayde keper ſhal forfayt and loſe all vnto the ſayd executours. And that no protectyon be allowed in any actyon to be taken vppon the ſayde ordynaunce.

Cap. ii.

Countie. Lancaſtre.

Item bycauſe that the humble and faythfull lyege people of the kynge our ſoueraygne lorde his ſubiectes inhabytynge wythin the countie palatyne of Lancaſter to do the kynge ſeruyce be, & at all tymes were redy, and haue done to hym and to his progenytours, aſwell in the realme of Englande as in the realme of Scotlande, Fraūce, and other parties, and gouerned by the kynges lawes, and not dampnyfied by the ſame, otherwyſe than other of our ſouerayngne lorde the kynges liege people inhabytynge in the realme of Englande out of the ſayde countie, tyll nowe of late by a certeyn acte at the laſt parlyament holden at Redynge, it was ordeyned and ſtablyſhed, that none of the kynges liege people, agaynſte whome any exigende were awarded or outlagarie pronounced at the ſuyte of the kynge or of the partye in the ſayde countye, ſhulde forfayte any goodes or catals landes or tenementes in any countye, but alonly the goodes and catals landes and tenementes, whiche the perſones ſo outlawed, or they agaynſte whome any ſuche exigende in the ſayd countye is awarded, haue in the ſame countye of Lancaſter. And by reaſon of any ſuch outlagarye, at the ſuyte of our ſouerayngne lorde the kynge: or at the ſuyte of the partye pronounced within the ſame counetye, ſhulde not be barred nor diſabled of any maner of actyon, nor to clayme any maner inheryteuns out of the ſame countye, notwithſtandynge any outlagarye agaynſt them pronounced, as in the ſame acte dothe more playnly appere. And by reaſon of the ſame acte of parlyament if any forreyn ſhulde come into the ſayde countye palatyne, and ſhulde ſlee any of the liege people of our ſouerayngne lorde the kynge, or ſhulde commyt any treaſon, murdre, rape, robberye, or other felonye or treſpas, or make any contracte, or do any other offence within the ſayde countye of Lancaſtre, that than he ſhulde haue none other punyſhement nor forfayture in this partie, but onely of ſuche goodes, whiche ſuch forreyns doynge and commyttynge ſuche horryble offences within the ſayd countye palatyne haue, whiche for the more parte haue nothynge within the ſame countye. For whiche cauſe the ſayde forreyns knowynge no peryll, punyſhment, nor loſſe of goodes in the lawe, to reſtrayn or reſtreyne them of ſuche treaſons, murders, and felonyes

Outlawrie.

nyes, be the more encouraged dayly to commyt the same within the sayde countye, and gyueth thē the more audacytie, dayly to offende agaynste the lawes of the kynge oure soueraygne lorde, his crowne and dygnytye, and also in restreynt of the kynges lawes, to the great domage and fynall destructyon of the sayd liege people and subiectes in the sayde countye palātyne, wherfore our sayde soueraigne lorde the kynge consyderynge the premysses by the aduyse, assent, and auctoritie aforsayd, hathe willed, graūted ordeyned, and stablisshed, that the sayd acte before reherced and made at the sayd last parliamēt holden at Redyng, shalbe adnulled, voyde, and stand in no force. And further for the conseruacyon, tranquyllytye, quyetnes, and peace of all his liege people, aswell within the sayd countie palatyne, as of other his liege people out of the said countie, within the realme of Englād, the same our soueraigne lorde the kynge, by auctoritie aforsayd, hath graūted, ordeyned, and stablysshed, that euery endytement hereafter to be taken before any of the kynges Justices in the sayde countie palatyne of Lancaster, or before any sherysse in his turne in the sayd countie, wherby any person or persons be supposed by the same endytement to be or to haue ben in habytyng or conuersaunt out of the sayd countie of Lancaster, and within any other countie within the realme of England, shalbe taken and had by the verdicte of xii. men, wherof euery of them or some other persone or persone or persones to theyr vse within the same coūtie of Lancaster shal haue to the yerely valoure of hondert shelynges. And no processe shalbe made out of any suche endytement, byfore it be duely inquyred and exampned before the kynges Justices within the sayd countie of Lancaster for the tyme beyng, whether the sayd endytours and euery of them, at the tyme of suche endytement so taken, had landes and tenementes within the sayde countie of Lancaster to the yerely valour of hondert shelynges aboue all charges. And if it be founde by exampnacyon of ỹ sayd Justices for the tyme beyng, within the sayd countie, that the sayde endytours and euery of them at the tyme of suche endytement so taken, had not landes and tenementes to the sayde yerely valour of hondert shelynges that than the same endytement as to suche persons so endyted, supposed by the sayde endytementes to be inhabytynge and conuersaunt out of the sayde countye of Lancaster, shalbe voyde and of none effecte. And also the same our soueraigne lorde the kynge, of the aduyse and auctoritie of the lordes spirituall and temporall, & the cōmens aforsayde, hath graunted, ordeyned, and stablysshed, that euery endytement fromhensforthe to be taken within any countye of the sayde realme, and out of the sayd countie of Lancaster, before any Justice, or the sherysse in his turne, wherby any person or persōs supposed by the same endytement to be or to haue ben conuersaunt or inhabytynge within the sayd countye of Lancaster, and without suche countye where suche endytementes shal happen to be taken, shalbe taken by verdicte of twelfe men, wherof euery of thē or some other persone or persones to theyr owne vse, shal haue landes and tenementes to the valour of hondert shelynges. And that no processe be made out of any suche endytementes, before it be duely exampned and

Endytement

Shyrysses turne.

ned and inquyred before the kynges Justices, haupnge power to awarde any proceſſe vppon ſuche endytementes, whether the ſayde endytours and euery of them, at the tyme of ſuche endytemētes taken, or any other perſon or perſons to theyr vſe, had any landes or tenementes to the yerely valour of hondert ſhelinges within the ſame coũtie aboue al charges, where ſuche inditementes happen to be taken. And if it be founde before the kynge, or any of his Juſtices, that the ſayd endytours, or any of them, had not at the tyme of ſuche endytement taken, nor that none other to theyr vſe had tãdes and tenemẽtes to the value of hondert ſhelynges by yere that than ꝑ ſayde endytement, as to any ſuche perſon or perſons ſuppoſed by the ſame endytemẽt to be or to haue ben inhabityng or conuerſaunt within the ſayd coũtie of Lancaſtre, ſhalbe voyd and of none effecte.

Ca. iii. Eſcheker.

Item where as dyuers officers in the kynges eſcheker do take wages and fees of the kynge for them ſelfe & theyr clerkes, for execucyon of theyr offices in the ſayd eſcheker, that notwithſtandynge, the ſayde officers and theyr clerkes do take of ſherpffes, eſchetours, and all other accomptauntes in the ſayd eſcheker, great and exceſſyue gyftes, fees, and rewardes, for execucyon of theyr offices, agaynſte all reaſon and conſcience, And wyl not execute theyr offices for delyuerynge of the ſayd accomptauntes, tyll they haue ſuche exceſſyue fees, gyftes, and rewardes, whiche cauſeth ſherpffes, eſchetours, and other accomptauntes to take by extorcyon exceſſyue fees, gyftes and rewardes of the kynges liege people in the counties where theyr offices be, to the great domage and deſtructyon of all the ſaid accomptauntes, and al the people aforſayd. Alſo where as it dothe pertayne to dyuers officers in the ſayd eſcheker, by reaſon of the fees and wages, whiche they take of the kynge to entre plees, aſwell betwyxt the kyng & the ptie, as betwyxt partye and partye, and pardons wrytten of allowaūs, iudgementes, and other entrees, without fees, gyftes, or rewardes, and the ſame officers and euery of them notwythſtandynge theyr ſayde fees and wages, wyll not entre any plee, thoughe it conteyne but halfe a roule, except they for the ſayde entree haue. xx. vi. ſhelynges. viii. pens. xx. ſhelynges or. xiii. ſhelynges foure pens at the leeſt, and for the entree or allowans of euerey pardon and writte, whiche they or any of them do entre, of what ſo euer ſhortnes that it be. x. s. And more ouer the chiefe clerke of euery of the ſayd officers taketh for his labour, aſwell of euery of the ſayd parties accomptauntes, as amounteth to the thyrd part of that that his mayſter dyd take, whiche gyftes and rewardes of ſome accomptauntes amountethe to the ſũme of twenty markes, of ſome tenne pound, and tenne markes at the leeſt, to the great domage oppreſſiõ & vndoynge of the ſaid people. And alſo where as dyuers ſpecyall commyſſions be dyrected to dyuers Juſtices of peace, & alſo to other in euery countye of Englande, for the delyueraūs of felons and other cauſes, by vertue of whiche commyſſiõs the Juſtices ſo aſſigned ſomtyme do ſyt and delyuer felons, and ſomtyme ſuche commiſſion is not delyuered. And that notwithſtandyng, ſome of the ſayd officers, by vertue of theyr offices wyl make diſtreſſe agaynſt ſuche cõmiſſioners, returnable

Extorcyon.

at a cer-

at a certeyn day, to returne theyr cõmission with al issues forfayt, to be returned at which day though some of ỳ sayd cõmissioners do appere, & for theyr excuse do make an othe (as the lawe wyll) that they haue sytten and delyuered the prisoners accordynge to the fourme of the cõmission, or otherwyse, that no suche commyssion came to theyr handes, in which case they be in the lawe discharged, yet this notwithstandyng the sayd officers wyl write new distresses agaynst the sayd commissioners, to distreyne them. And so infynytly, tyl the sayd cõmyssioners haue made a fyne at theyr wylle. Our sayd soueraigne lorde the kynge, consyderyng the premysses, of the assent of the lordes spirituall and temporall, and at the speyall request of the sayde commyns, and by auctoritie of this parliament, hath ordeyned and stablished, that euery officer in the sayd escheker, which taketh any fees or wages of the kyng for execucyon of his office, shall delyuer al the accomptauntes in the sayd escheker, in that that to his office apperteyneth, in a conuenient tyme. And that they nor none of them, nor none of theyr clerkes, take any gyftes, fees, rewardes, promisse or suerte for any thyng, which they shal do in theyr sayd office for any accomptauntes, except the sayd fees and wages which he taketh of the kynge for execucyon of his office. Prouyng alwayes that euery of the sayd officers, to whome it pertayneth by reason of his office to entre plees, pardons, writtes of allowauns, and iudgementes, may take for the entryng of the plee, pardon, writ, recorde, or iudgement, that rõteyneth halfe a roule, accordynge to the lengthe and breade of olde tymes vsed in the sayd escheker, two shelynges a nomore. And for the same plee, pardon, writ, recorde, or iudgement, that conteyneth a hole roule, foure shelynges and nomore. And for the same plee pardon, writ, recorde, or iudgement, which conteyneth lesse than halfe a roule xl. pens. And for the same plee, pardon, writ, recorde, or iudgement, whiche conteyneth more, after the rate and quãtitie. And that none of the sayd officers nor theyr clerkes, take any fees nor wages nor other profyte of any collectours of dismes or quynsymes, graunted or hereafter to be graunted to our soueraigne lorde the kynge. And that suche officers in the sayde escheker, whiche haue power to write by reason of theyr offices dystresses agaynst the kynges Justices of peace, or any other commyssioners, to kynge theyr estretes, they nor none of theyr clerkes, after that that the sayd Justices or commissioners shal make a due excuse (as before is reherced) or brynge into the court theyr estretes, shall make no newe dystresse nor other protestse agaynst the sayde Justices or cõmyssioners, whiche so haue excused them, or brought in theyr estretes. And if any of the sayd officers, or any of theyr clerkes, doo contrarie to any of the artycles afore reherced, that than they and euery of them shall lose, xx.li. as often as they shalbe founde therof defectyfe. And our sayde soueraigne lord the kyng shall haue the one halfe of the sayd xx.li. so forfayt, & suche person or psons that wyll pursue the other halfe. And the same suyte shalbe taken, holden, and determyned by actyon of dette before the barõs of the sayd escheker, or els before the Justices of the cõmen benche, agaynst any officers or clerkes of the sayd escheker, that doth or taketh contrarie to

Acomptaunt.

Entrees.

cõmissioners.

the sayd

the sayde ordynaunce, any pryuylege or custome of the sayd eschequer notwithstandynge. And that the same proces be had in this actyon before the sayd Justices, as is had in an actyon of Det vpon an obligacyon at the comen lawe; excepte that none officer, whiche hath any office in inheritaunce in fee, be excluded in the sayd escheker to take the fees, whiche of old tymes were lawfully due and perteynynge to his office and no more. Sauyng always that the said officers of our soueraigne lord the kyng, & theyr clerkes may take a reasonable reward for theyr serches and copies made by them in the sayde escheker of any record, at the suyte of any of the kynges liege people, notwithstandinge the sayd ordynaūs. Neuertheles the kyng wold, that by aduyse of his counsell suche dyrectyon be taken in this behalfe betwyxt this tyme and the feast of saynt Michel next ensuynge, as shall seme reasonable. And otherwyse the sayd ordynaūce shal stande in his strengthe for terme of .v. yeres.

Ca. iiii. ¶ Item our sayd soueraygne lorde the kyng, of the aduyse of the sayd lordes spirituall and temporal, and at the requeste of the sayd cōmens, and also by auctorytie of this parliament, hath ordeyned and stablished, that no person that in the countie of Kent shall comenly brewe any ale or beere to sell, shall make nor do to be made any malte in his hous, or in any other place to his owne vse at his costes and expenses, aboue .C. quarters in the yere, vpō payn to forfait .x.li. euery yere, which he so maketh or doth to be made aboue the sayd hondert quarters, the one halfe to our soueraigne lorde the kyng, and the other halfe to hym or them which in this behalfe wyl pursue. And that the sayde ordynaūs take effecte the fyrst day of June next commynge, and shall endure for .v. yeres than nexte ensuyng.

Brewers in Kent.

Ca. v. ¶ Item where as it is shewed to our soueraigne lord the kyng in his sayd parliament, by the greuous complaynt of the sylkwomen and spynners of the mystery and occupacyon of sylkworkynge, within the cytie of London, how that dyuers Lombardes and other straungers, ymagenyng to destroy the said mysterie, and al suche vertuous occupacyons of women in the said realme, to enryche themselfe, and to encreas them and suche occupacyons in other straunge landes, haue brought and dayly go about to bryng in to the sayd realme suche sylke so made, wrought, twyned, rybans and cheynes falsly and disceyptfully wrought, almaner gyrdels and other thynges concernynge the sayd mysterye and occupacyon, in no maner wyse bryngynge any good sylke vnwrought, as they were wont to bryng hertofore, to the fynall destructyon of the sayde mysteryes and occupacyons, oneles it be the more hastely remedied by the kynges magestye. For reformacyon wherof the same our soueraigne lorde the kyng, by the auctorytie aforsaid, wyl and hath ordeyned and stablyshed, that if any Lombarde, or any other person straunger or denyzyn, bryng or cause to be brought by waye of marchaundyse any wrought sylke, twyned rybans and cheynes, gyrdels of sylke, or any other thyng touchyng or cōcernyng the mystery of sylkwome (gyrdels whiche come from Jeane onely except) into any porte or place of the sayde realme from beyond the see, that the same wrought sylke, twyned rybans,

Sylkewomen.

Gyrdels.

cheynes,

theynes, gyrdels, and other thynges so brought and wrought concernynge the same mysteries, shalbe forfayt. Also that euerye Lombarde, and other straunger and denysyn, whiche doth contrarie to this ordynaunce, as often as he so dothe, shal forfait .xx.li. the one halfe therof to be leuyed and had to the vse and expenses of the kinges house, and the other halfe to that person that wyll sue for the same. And that it shalbe lawfull to euery of the kinges lyege people, to haue and maynteyne an actyon or actyons of Det at euery tyme, as well for the same forfayture of .xx.li. as for the thyng so forfayt, and the same proces to lye therin as in an actyon of Det at the comen lawe: In whiche suyte no protectyon nor essoyne shalbe allowed. And that the mayre of the sayd cytie for the tyme beynge, shall haue auctoryte to assygne .ii. iii. or .iiii. men of the same cytie sufficient and credible persons, by theyr discrecyon to swere vpon a boke to make due serche within the same citie and the lybertie of the same, as often as shall seme expedient, of all thynges had or done contrarie to the premysses, & therof to make due relacyon to the mayre and aldermen of the sayde cytie for the tyme beyng for a more full informacyon to the kyng and hym that wyll pursue. And that the sayde ordynaunce begyn to take his strength and effecte at the feast of Ester nexte ensuynge, and shall endure for .v. yeres than nexte folowynge. Lumbards. London.

Item where as in the sayd parliament it was lamentably shewed by the abbot and couent of the monasterye of our lady of Fonteyns in the countie of Yorke, of that that where as they & theyr predecessours of no lytle tyme agaynst cõscyence haue ben greuously disturbed and vexed without cause by feyned actyons, and daylye be in dyuers courtes wapentakes and other courtbarons, to the nombre of .xx. & aboue within the sayd coũtie of Yorke, and the countie of Cumberlande, and in the countie of the cytie of Yorke, within which counties the substaunce of the possessyons of the sayd monasterye lyeth, as well by the procuracye and excytacyon of the baylyffes, stewardes, and offycers of the sayd courtes, and also the fermours of the sayd courtes, wapentakes, and courtbarons, for theyr synguler lucre & profyte, as by other malicyous & euyll disposed persons, complaynyng agaynst the same abbot, and couent, feynyng and affirmyng in diuers of their courtes, wapentakes, and courtbarons, at some one court .CCC. seuerall pleyntes or more: And though the cõmen law of Englande requyre, that euerye person sued for any cause, in whiche suyt he ought to be admytted to wage his lawe, that suche persone so sued shulde wage his lawe by his sufficyent atturney, hauyng auctoryte therunto: And this notwithstandyng the predecessours of the sayd nowe abbot, and other abbotes and pryours in the sayd counties, myght in no wyse be receyued by suche baylyffes, stewardes, and offycers, to wage theyr law by theyr atturneys in such courtes and wapentakes, tyl for the same grieue and complaynt had in this partie by auctoryte of the parlyament it was ordeyned, that all abbottes and pryous and other religiouses of Englande, and theyr successours in such cases by theyr generall atturneys or atturney in euerye hundred or wapentake within the realme of England, euery of them vnder theyr comen seale, seuerally shuld Ca. bl.

plede in ſuche courtes ſuch plees as in the lawe were pledable and allowable. And that euerye baylyffe and ſtewarde for the tyme beynge within the ſayd courtes, ſhulde receyue ſuche atturneys without amercyng any ſuche abbotes priours, and religyouſes or any of theym, vppon peyne of forfayture of.x.li. Yet this not withſtandyng whan the ſayde abbot by his atturney ſhulde wage his lawe in the ſayde pleyntes in ſuche ſeuerall courtes, than the ſayde baylyffes, ſtewardes, and officers, oftentymes for theyr ſyngulet lucre, and by couyn hadde betwyxte theym and the ſayde malicyous people affyrmynge the ſayde playntes, haue prefixed to the ſayde abbot a daye to do his lawe in euerye of the ſayd ſeuerall courtes and wapentakes to gyther at one daye and at ſeuerall places, euerye place beynge ſo farre from other, that the ſayde abbot in no wyſe myght appere and come to doo his lawe in his proper perſone, as the lawe requyreth: And ſo he by ſuche cauſe in dyuers courtes and wapentakes was often in the ſayde playntes condempned, & in dyuers of the ſame amercyed, ſome yere in hondert markes, and ſome yere more, and at the leaſt in.xl.li. where nor by lawe nor by conſeyence any cauſe of actyon was had: whiche labours, coſtes, and veracyons of lykelyhode ſhulde contynue & encreas to the importable domage of the ſayde houſe, and of the abbot and couent aforeſayd, oneles ſome gracyous remedye in this behalfe be prouyded in this ſayd parlyament for the ſayde monaſterie: Our ſayde ſoueraygne lorde the kynge, conſyderyng the premyſſes, of the aduyſe, aſſent, and auctorytie aforeſayde, hath graunted, ordeyned, and ſtablyſhed, that the ſame abbot and his ſucceſſours, agaynſt whom any querele or pleynt is or hereafter ſhalbe take or attempted in any of the ſayde courtes or wapentakes, may wage theyr law by theyr atturney or atturneys of the maters cõteyned or to be cõteyned in euery ſuch pleynt, where the law permytteth them ſo to do. And that they (theyr law ſo waged) maye do theyr lawe by a monke of the ſame place, with other perſones with hym to the nombre of.vi. perſones, or otherwyſe by ſome other perſone aſſigned or deputed by the abbot of the ſayd houſe for the tyme beynge, vnder the commen ſeale of the ſayde monaſterye of Fonteynes, with.vi. perſones with hym, to do the ſayde lawe for the abbot of the ſayd houſe. And that the baylyffes, ſtewardes, and officers of the ſayde wapentakes and courtes for the tyme beyng, ſhall admyt, permyt, and receyue the ſayd lawes to be done in the fourme aforeſayde. And that all the ſayde lawes ſo waged and done be as effectuall and of ſuche ſtrengthe in the lawe, as yf the ſame abbot or his ſucceſſours had done the ſame in theyr proper perſones after the courſe of the comen lawe. And moreouer by auctorytie aforeſayde hath ordeyned, that yf any baylyffe, ſtewarde, or officer of the ſayd courtes or wapentakes, wyll not admyt ſuch lawe to be done in the fourme aforeſayde, or els in any wyſe do diſobey or doo not obſerue the intent of the premyſſes of his behalfe before reherced to be done, or omytte or of his behalfe do contrarye to any of the premyſſes, than the ſame baylyffe, ſtewarde, or officer ſo offendyng, for euery tyme that he ſhall happen to do contrarye in any of the premyſſes before reherced of his behalfe to be done, ſhall forfayt.xx.li. And

euery

euery perſone in this caſe wyllyng to purſue, maye haue a wryt of Det, and declare vpon the sayde ordynaunce, and he shal haue for his labour the one halfe of the same. xx. li. and the kynge the other halfe.

¶ Item where as of tyme not longe paste within the cytye of Norwyche and the countyes of Norfolke and Suffolke, there were no more but. vi. or eyght attorneys at the mooste commynge to the kynges courtes, in whyche tyme great tranquyllytye reygned in the sayde cytye and counties, lytle trouble or veracyon was hadde by vntrue and foreyn suytes. And nowe so it is, that in the sayde cytie and counties there be. lxx. attorneys or more, the more parte of theym hauynge none other thynge to lyue vppon, but onelye his gayne by the occupacyon of attorneyshyp: And also the more parte of theym not beynge of suffycyent knowlege to be an attorney: whyche comen to euerye fayer, market, and other places, where is anye assemble of people, erhortynge, procurynge, mouynge, and excytynge the people take vntrue and foreyne suytes for small trespasses and lytle offences & small summes of det, whose actions be triable and determinable in the courtbarons, wherby proceden many suytes more of euyll wyl and malyce than of trouthe of the thyng, to the manyfolde veracyons & no lytle domage of the inhabytaunces of the sayde cytie and counties, and all to the perpetuall diminucyon of all the courtbarons in the sayde counties, oneles it be prouyded of conuenient remedy in this behalfe: Our soueraigne lorde the kyng, consyderyng the premysses, of the aduyse, assent, and auctoryte aforesayde, hath ordeyned and stablyshed, that at al tymes fromhensforth there shalbe but. vi. comun attorneys in the sayd countie of Norfolke, and. vi. commen attourneys in the sayd countie of Suffolke, and two commen attourneys in the sayde cytie of Norwyche, to be attorneys in courtes of record. And that all the sayde. xiiii. attorneys be electe and admytted by the two chiefe Justices of our soueraigne lorde the king for the tyme beyng, of the moste sufficyent and best instructed by theyr discrecyons. And that the electyon and admyssyon of all attorneys, whyche shalbe electe and admytted by the sayde Justices for the tyme beyng, aboue the sayd nombre in the sayde counties, shalbe voyde and of none auctoryte nor record. And yf any perſone or perſones vsurpe or presume to be attorney in courtes of record in the sayde counties or cytie, otherwyse than before is specyfied, and that founde by inquysycyon taken before the Justyces of peace in the sayde cytie or countyes (whyche shall haue power by vertue of this ordynaunce to inquyre therof in theyr sessyons) or in any other maner lawfully proued, that than he or they that so presume, yf they be therof lawefully conuycte, shall forfayte twenty pounde as often as he or they be so conuicte, the one halfe therof to be taken to the kynges vse, and the other halfe to his vse, whyche for the same wyll sue. And he that therof wyll sue, shall haue an accyon of Dette agaynste anye suche perſone whyche so presumeth to be attorney. And suche proces and recouerey in the same as lyeth in an action of Dette at the comen lawe vppon an obligacyon. Prouyded alwayes that the

Attourneys.

ſayd ordynaunce begyn and fyrſte take effecte at the feaſt of Eſter nerte cõmynge and not before, yf the ſame ordynaunce ſeme reaſonable to the Juſtices.

There begynneth the ſtatute made at weſtmynſter. the xxiij. yere of kyng Henry the. vi.

TO the honour of almyghty god, and the reuerence of holy churche for to nouryſhe peace, vnyte, & concorde in all parties within this realme of England, and for the relyefe and ſuſtentacyon of our ſouerayngne lorde the kynge and of this his realme. The ſame our ſouerayngne lorde kynge Henry the. vi. after the conqueſte of Englande, at his hyghe court of parlyament holden at Weſtmynſter vppon the. vii. daye of the monethe of Octobre, the. xxiij. yere of his noble and gracyous reigne, by the aduyſe and aſſent of his lordes ſpirituall and temporal, and at the ſpecyall requeſte of the commens of his ſayde realme aſſembled in the ſame parlyament, and by the auctorytie of the ſame parlyament, hath ordeyned this thynges vnderwrytten.

Cap. i. Parliament.

FYrſte where as it hath ben ſhewed to the kynge our ſouerayngne lorde by his lyege and faythfull commens in this preſent parlyament, that dyuers ſedycyous and euyll diſpoſed perſones, hauynge no regarde to the dreade of god, nor to the domage of the proſperous eſtate of our ſayde ſouerayngne lorde the kynge nor his realme, ſynſtrely and inportunely dyd labour the ſayde kynge to ſommon a parlyament to be holden at his cytie of Couentree, the. xx. daye of the monethe of Nouembre, the. xxxviii. yere of his noble reygne, onely to deſtroye certeyne of the great nobles faythful and lawefull lordes and eſtates of the kynges bloude, and other of the faythfull lyege people of the ſayde realme of Englande, for the great tumour, hatred, and malyce, whyche the ſayde ſedycyous perſones of longe tyme haue hadde agaynſte theym. And of theyr gredy and inſacyable couetyſe to haue the landes, hereditamentes, poſſeſſyons, offyces, and goodes of the ſayde lordes and faythfull lyege people: by whyche ſynyſter labour certeyne actes, ſtatutes, and ordynaunces, agaynſte all good fayth and conſcyence, in the ſayde parlyament were made fynally to deſtroye the ſayde lawfull lordes, eſtates, and lyege people and theyr yſſues, aſwell innocentes as other and theyr heyres for euer: whyche parlyament was bydelye ſommoned, and a great parte of the knyghtes for dyuers counties of this realme, and many burgeyſes and cyteſyns for dyuers burghes and cyties in the ſame apperynge, were named, returned, and excepted, ſome of theym without due and free electyon, ſome of theym without anye election, agaynſte the courſe of the kinges lawes and the lyberties of the commens of this realme, by the meanes and labours of the ſayde ſedycyous perſones, wherby many great ieopardyes, enormytyes, and inconueniences, well nyghe to the ruyne decaye and vnyuerſall ſubuercyon of the ſayde realme, haue enſued: Our ſayde ſouerayngne lorde the kynge, conſyderynge

lyderyng the premyſſes, & that the ſayd lo3des, eſtates, and other his lyege people, agaynſte whome the ſayde actes, ſtatutes and o3dynaunces were made haue alwayes had great and laythfull loue to the p3eferrement and ſuertye of the kynges perſone, acco3dyng to they3 duetye, And that fewe of the actes made in the ſayde parlyament holden at Couentre, were made fo3 the weale of the kynge no3 of his ſayde realme, but the greater parte of the actes, ſtatutes, and o3dynaunces there made, were laboured by the conſpiracye, procutement, and ereptacyon of the ſayde euyll diſpoſed perſones, fo3 the introductyo and accomplyſhment of they3 rancour and mo3dynate couetyſe, by the aduyſe and aſſent of the lo3des ſpirituall and tempo3all, and at the requeſte of the ſayde commens, in the ſayde parlyament aſſembled, and by the ſame auctho3itie, hath o3deyned and ſtablyſhed, that the ſaid parlyament holden at the ſayde cytie of Couentre be voyde, and holden fo3 no parlyament. And that all actes, ſtatutes and o3dinaunces, by the auctho3itie of the ſame made, be reuerſed, adnulled, bndone, repeled, reuoked, voyde, and of no fo3ce no3 effecte.

¶ Item of the aduyſe, aſſent, and auctho3itie afo3ſayde it is o3deyned and ſtablyſhed, that women beynge of the age of .xviii. yeres, at the tyme of the dethe of they3 aunceſters, without queſtion o3 dyfficultie ſhall haue lyuerey of they3 landes and tenementes deſcended to theym, fo3 ſo the lawe of this lande wyll that they ſhulde haue. Cap. ii. women of age to inherite.

¶ Thus enden the ſtatutes made in the tyme of kynge Henry the .vi.

Wm. iii. ¶ Here

HERE BEGYNNETH THE STATVTE made at Westm in the fyrste yere of the reygne of kynge

HEnrye by the grace of god kyng of Englande & of Fraunce, and lorde of Irelande, the .viii. after the conquest. To the honour of god and of holye churche, to noryshe peas, vnitie, & concorde within his realme of Englande (whyche he moste desyreth) hath, by the aduyse and assent of the lordes spirituall and temporall of the same realme, and at the speyall requeste of the comens of his sayd realme, assembled at his fyrst parlyament holden at Westmynster, vpon the .viii. daye of Nouember, in the fyrst yere of his reygne, by auctoryte of the same parlyament: hath ordeyned and establyshed certeyne statutes declaracyons and ordynaunces in maner and fourme folo wynge.

Cap. i.

CFyrste in eschewynge of ambyguyties doubtes and dyuersities of opinions, whiche may ryse, ensue, and be taken of and vpon iudicial actes and exemplificacyons of the same, made or had in the tyme or tymes of Henrye the fourthe, Henry the .v. his sonne, and Henry the .vi. his sonne, or any of theym late kynges of Englande successyuely in dede, and not of ryght: Our sayde soueraigne lorde the kyng, by the aduyse and assent of his lordes spirituall and temporall, and at the requeste of his sayde commens in the sayde parlyament assembled, and by auctoryte of the same, hath declared, establysshed, and enacted, in the sayd parlyament, that all fynes and fynal concordes leuyed or made of any landes, tenementes, possessions, rentes, enheritaunces, or other thynges, And al iudicial actes, recoueries, and processes determyned or cõmenced, not reuoked, reuersed, nor adnulled, made or had in any courte or courtes of recorde, or any other courte or courtes in any of the tymes of the pretensed reygnes of anye of the sayde late kynges in dede and not of ryght, other than by auctoryte of any parliament holden in any of theyr tymes, and exemplifications of the sayde fynes, actes iudiciall, and recoueries, out of any of the sayde parlyamentes, and euery of them, shalbe of lyke force, vertue, and effecte, as yf the sayd fynes, final concordes, actes, recoueries, processes, and other the premisses, had or made out of any of the sayd parlyamentes & exemplificacyons of the same, were commenced, sued, had, or determyned, in the tyme of anye kynge laufully reygnynge in this realme, optaynyng the crowne of the same by iust title. And also that all letters patentes, made by any of the sayde pretensed kynges to any person or persones, of creacyon ennoblyng and erection of any of them, to any estate, dignitie, or preemynence, shalbe to the sayde person or persons, and to suche of their heyres, which be cõteyned in the same letters patentes, of lyke force value and effecte, as touchynge such creation, ennoblyng, or erectyon, as yf the same letters patentes were made or graũted to any of them by any kyng lawfully reygnyng in this realme of England, and optaynynge the crowne of the

Letters patentes

of ỹ ſame by iuſt title: And ỹ they beyng ſo created, ennobled, & erected, ſhall haue lyke grauntes of the king of theyr annuities for the mayntenauns of theyr eſtate, as hath ben of olde tyme accuſtomed, except ſuche perſons and euery of them, whom our ſouerayne lord the kyng reputeth and holdeth for his rebels or enemies. And moreouer ỹ importune charges & coſtes, which the cities, burghes, townes, the lynkporres of England, and alſo the towne of Caleys with the marches of the ſame, hath ſuſteyned and ſuffred, and the great powertie amonges the people of the ſame, conſidered, for the eaſe and reliefe of the ſame, the king hath ordeyned, eſtablyſhed, graũted, & enacted, by thaſſent and auctoritie of the ſaid lordes ſpiritual & temporal, and at the requeſte of the ſayd cõmens, that al maner of liberties, pryuileges, fraũchiſes, powers, iuriſdictyons, prokytes, immunities, corporacyõs, municyons, enlargementes, annexions, vnyons & ſeuerynges to counties and makyng of counties by them ſelfe, & all maner of grauntes, leſſes, lycences, pardons diſcharges, exẽpcyõs, releſſes, keyres & markettes, not reuoked, repeled, nor adnulled by auctoritie of parliamẽt or otherwyſe by proceſſe of ỹ law, graũted in the times of Henry the .iiii. Henry the .v. or Henry the .vi. late kinges of England in dede & not of ryght, to any mayre, baylyf or baylyfes, cherike or cheryffes, mayre & cheryffe, cheryffe & baylyffes, mayre & baylyffes, comynaltie, cytelyns, mayre & cominaltie, mayre cominaltie & cytelyns, mayre & cytelyns, mayre and aldermen and theyr ſucceſſours, mayre & citelyns their heyres and ſucceſſours, mayre & commaltie theyr heyres & ſucceſſours, cytelyns & theyr heyres, cytelyns theyr heyres & ſucceſſours, baylyffes and citelyns their heires & ſucceſſours, mayre & aldermen, mayre aldermen & burgeſſes, maire & burgeſſes, mayre aldermen & cheryffe or cheryffes maire burgeſſes & their ſucceſſours, maire burgeſſes their heires & ſucceſſours, mayre cheryffes & burgeſſes, mayre, baylyffes and cominaltie, aldermen and cõminaltie, aldermen baylyffes & cominaltie, aldermen & baylyffes theyr heyres & ſucceſſours, baylyffes & cominaltie, baylyffes burgeſſes & cytelyns, burgeſſes & cominaltie, mayre baylyffes & burgeſſes their heyres & ſucceſſours the diſcrete men theyr heyres & ſucceſſours, portreues, baylyffes & cõmens, ſtewardes, burgeſſes, & the diſcrete men, portreues, baylyffes & men, mayre barons and cominaltie, mayre and barõs, barons & cominaltie, barons and iurates, barons & iurates men inhabytaũtes, mayre conſtables & companie of the marchaũtes of the ſtaple at Caleys, & to euerye of thẽ & theyr heyres, and to the ſucceſſours of euery of them, & to the maiſters brethern & ſyſters of gyldes and fraternyties, mayſters & cominaltie theyr heyres and ſucceſſours, and wardens & maiſters of craftes, wardens of the compynaltie of the miſterie of the merceers within the cytie of London, or to any of them before named, & to the ſucceſſours of euery of them hauyng corporacyon, by what ſoeuer name or names they or any of them be called or named in any of the ſayd graũtes: they ſhalbe in lyke ſtrength & vertue, as yf they were graunted by any kyng or kynges lawfully reygnyng in this realme of England, and in lyke maner and fourme to haue cõfirmacyons and graũtes made in the tymes of the noble kynge Edwarde the thyrde and kinge Richarde the

Fraũchyſes.

ſecond after the conqueſt late lawful kinges of Englande. Farther it is or-deyned, graũted, eſtabliſhed & enacted, by thaduyſe aſſent & auctoritie afore ſayd, that al maner of licences gyftes and graũtes made by any of the fore-ſayd late pretenſed kynges of England to any perſone or perſons, to gyue, graũt, alyen, purches or retayne, any lãdes, tenementes, rentes, poſſeſſions, or other hereditamentes holden of any of the ſayd late pretenſed kynges in any maner, or to enter into any landes or tenementes, rentes poſſeſſions, or other hereditamentes after the deth of any of their auncеſters, without due lyuerey therof ſued by due proceſſe after the courſ of the cõmen law of this realme of Englãd, or pardons made by any of ꝑ ſayd late pretenſed kinges to any perſon or perſons for any alienaciõs made of any landes or tenemẽ-tes, rentes, poſſeſſyons, or other hereditamentes made of any of ꝑ ſayd late pretenſed kynges of England, or pardon or pardons made by any of thẽ to

Entree into landes.

any perſon or ꝑſons for any entree or entree made in any lãdes, tenementes rẽtes poſſeſſiõs or other hereditamẽtes, which ſhuld deſcend, reuert, remayn or in any other maner come to them or any of thẽ after or by the deth of any of their ſaid auncеſters, or any other perſon or perſons, without due lyuery therof ſued after the courſ of the chauncerye, and lawe and cuſtome of this land. Or licence made by any of the ſayd late pretenſed kinges of England to any perſon or perſons ſo foũd erect or eſtabliſſhe any abbey, prior, houſe of religion, college chauncerye, hoſpitall, or other houſe or ſpirituall place, or dc almes, or lycence made by any of the ſayd late pretenſed kinges to any perſon or perſons to founde or erect any fraternitye, gylde, companye or fe-lawſhyp, or other bodye corporate, or to gyue and graunt any landes, tene-mentes, rentes, poſſeſſyons, or other hereditamentes to any perſone or per-ſons corporate, or hauyng perpetual ſucceſſiõ, or licence made by any of the ſayd late pretenſed kynges to any of theſe afore named for thaceptacyon & receypt of any thyng by any ſuche gyft or graunt or lycence made by any of the ſaid late pretenſed kinges to any perſon or perſons, to holde or reteigne any aduowſon or churche in propre ble by way of lycence or appropriacyõ, or to make any elections, ſo ꝑ any ſuch aduowſon pertayne not to ꝑ crown, or pardõ or pardons made by any of ꝑ ſayd late kynges to any body or per-ſons corporate, or hauyng perpetual ſucceſſion by purchace inquiſicyon or receypt of any of the premiſſes, or lyuereys or reſtitucyons of temporalties made by any of ꝑ ſayd late pretenſed kinges to any archbiſhop, biſſhop, ab-bot, prior, deane, chapiter, or other perſon or perſons ſpiritual: ſhalbe of like ſtrengthe vertue & effecte, as yf the ſayd lycences pardons & lyuereys were graunted by any king in this realme lawfully reygnynge and optaynynge the crowne of the ſame by iuſt title. So that the ſame lycences, reſtitucyõs, & liuereis were executed in the tyme of any of the ſaid late pretenſed kinges in dede and not of ryght, or yf they were executed within the ſame tyme in

Lycence.

part and not in the hole, that the ſame licences, as to that parte ſo executed, ſhalbe of lyke ſtrength vertue and effect, as yf the ſayd lycences were graũ-ted by any king lawfully reignynge in this realme of England, and optay-nynge the crowne of the ſame by iuſt title. And yf any of the ſayde late pre-

teed

tēled kynges in dede & nat of ryght, hath by theyr letters patētes or by auctoryte of theyr parlimētes foūded or estably∫shed any abbey, pryorye, house of religion, college, chaūterie, hol∫pital, or any other house or ∫pirritual place or of almes, that all ∫uche foundacyōs, as to the corporacyons and ∫ytes of the ∫ame, ∫halbe of lyke ∫trength, vertue and effecte, as yf ∫uche foundaciōs were made by any kynge lawfully reygnyng in this realme, & opteynynge the crowne of the ∫ame by iu∫t title: ∫o that this pre∫ent article cōcernynge ỹ foundacyons or estably∫hmentes afore∫ayd or any of thē, ∫hall nat extende nor be prei̇udicyall in any maner to the kyng, or to any other per∫one or per∫ons for any lādes, tenemētes, rentes, po∫∫e∫∫yons, or hereditamētes, or any maner aduowſons in any wy∫e perteynyng to the kynge or to any other p∫on or per∫ons, other than ∫uche whiche be and make the ∫yte or ∫ytes of any ∫uche abbey, pryorye, house of religion, college, chaūterye, ho∫pital, or other house or place afore∫ayde. And that all grauntes & aſſignementes of dower made by any of the ∫ayd late pretenſed kynges, to any woman after ỹ dethe of her hu∫bond, to holde for terme of her life, or by any letters patētes made of e∫pecyall grace by any of the ∫ayd late pretenſed kynges, or aſſignemētes of dower made to any ∫uche wyfe after the deth of her hu∫bond in the chaūterie, after the cours of the ∫ame, in the tyme of the pretenſed reignes of any of the ∫ayd late pretenſed kynges: ∫halbe of lyke vertue power & effecte, as yf the ∫ayd graūtes & aſſignemētes were made by any kynge lawfully reignynge & opteynyng the crowne of the ∫ame by iu∫t tytle. Prouyded alwayes that this pre∫ent article do nat extend, nor in any wy∫e be prei̇udicyal to the kyng for any landes, tenementes, rentes, po∫∫e∫∫yons, or other hereditamentes perteynyng to the kyng in the ryght of his crown in the fyr∫t day of Nouēbre la∫t paſt. Prouided alſo that by this pre∫ent acte no prei̇udice be done to the ducheſſe of Bedforde as cōcernyng her dower. And where as any landes, tenementes, rentes, po∫∫e∫∫yons, hereditamētes, or other thynges hath ben gyuen to any of the ∫ayd pretenſed kynges by any per∫on or per∫ons to thētent, that gyftes ∫hulde be therof made by the ∫ayd kynges or any of thē by any of theyr letters patentes by way of mortmian for euermore, that all grauntes & letters patentes made by any of the ∫ame late pretēſed kynges for that mortyſynge of any ∫uch landes, tenementes, rentes, po∫∫e∫∫yons, hereditamentes, or other thynges ∫halbe of lyke ∫trength vertue & effecte, as yf the ∫ame grauntes were made by any kynge lawfully reignynge in this realme, and opteynynge the crowne of the ∫ame by iu∫t title, ∫o that any of ỹ ∫ayd late pretenſed kynges, by whome any ∫uche letters patētes were made were neuer ∫eyſed of and in the ∫ayd landes, tenementes, rentes, po∫∫e∫∫yōs, or hereditamentes, but onely by vertue of ∫uch feffemētes, graūtes, gyftes, or other eſtates made to them or any of them. Prouyded alwayes ỹ this acte extend nat to any landes, tenementes, rentes, po∫∫e∫∫yons, aduowſons, hereditamētes or other thinges that were gyuen to any of the ∫ayd late pretēſed kynges by way of recōpens or exchaūge for any landes, tenemētes, rentes, po∫∫e∫∫ions, aduouſons, hereditamētes, or other thinges, which in any wi∫e perteyned to the crowne, although no mencyō were made in any letters pa

Dowe.

tētes or other wrytinges of any recōpens or exchaūge. And that al graūtes collacyons, gyftes, & presentacyons made by any of the sayd late pretensed kynges to any person or persons nat corporate nor hauyng ppetual succession of any benefice, dignitee, churche, prebend, hospitall, or chapell, shalbe of lyke strength, vertue & effecte, as yf the same graūtes, collacyons, gyftes and presentacyōs were made by any kynge laufully reygnyng within this realme, & opteynynge the crowne of the same by iuft title, durynge the lyfe or lyues of the sayd person or persons, beyng encombētes possessours or occuppers in the same or any of them. Prouyded al ways that those persones whiche be atteynted in this present parliment, and suche that be out with ỹ kynges enemies, shal take no benefite nor auantage by this acte. And that all graūtes made by any of the sayde late pretensed kynges, by any of their letters patētes to any person or psons of any wardes and mariages shalbe of lyke strength vertue & effecte, as if the same grauntes were made by any kynge laufully reignyng in this realme, and opteynynge the crowne of the same by iuste title. Also all grauntes & letters patentes made by any of the sayde late ptensed kynges to any pson or psons, to haue any feire or feires, market or markettes, i any towne or towne places or places. Al suche graūtes & letters patentes, as to suche feyres & markettes & euery of thē, shalbe of lyke force vertue & effecte, as if the same graūtes & letters patentes were made by any kyng laufully reigning in this realme, & opteining ỹ crowne of the same by iuft title. And allo if any pson or psons hath sued opteined & had any liuerey by the course of the cōmō lawe of this realme or otherwyse, of any lādes, teūtes, rentes, possessions, aduoulons, or other hereditamētes whiche shulde descende, reuerte, remain, or in any other maner come to thē or any of them by any liuerey pursued after or by the dethe of any of theyr auncestors or any other person or persōs, after the .xiii. day of Marche last past, that all suche lyuereys shalbe of lyke force vertue and effecte as they were at the tyme of the sayde lyuereys pursued. So that the sayde landes, teūtes, rentes, possessions, aduoulons, and other hereditamētes, or any percel therof were not perteynynge to the kynge in the tyght of his crowne. Prouyded alweys ỹ this article extende not to any landes, teūtes, or other thinges, whiche do perteyne or ought to come in to the kynges handes, by reason of any atteynder in this present parliment. And also that all grauntes and letters patētes made by our souereigne lorde the kyng to any pson or psons after ỹ .xiii. day of Marche last past, of any wardes or mariages of any pson or psons beinge within age, shalbe of like force & effecte to thē and euery of thē, as they were at the tymes of the graūtes & letters patētes therof made to thē, or any of thē. Any acte or ordināce in this present pliment, made or to be made, notwithstāding. Prouided alweys ỹ this article extēde not to any wardes or mariages of any psons, which do pteyne or ought to come to ỹ kynges hādes, by reason of any atteyndre in this pūent parlimēt. And that al grauntes made by our sayde soueraigne lorde the kyng by his letters patentes after ỹ fourth day of Marche last past, to any of his faythful liege men, ỹ were not agaynst hym in any felde after the fyrste daye of his reigne, nor agaynst ỹ high & myghtie prince father to ỹ sayde kynge in

the felde

presentation

wardes.

Feyres.

the felde & eupll iourney of wakefelde, of any office or offices, whiche suche
persone or persons by the kynges discrete consideracion hath deserued, the
effecte of suche graunt or grauntes shulde be of lyke strength and vertue,
as they or any of them were, at the tyme of suche graūt or grauntes, letters
patentes, and euery of them made, any statute acte or ordinance made or to
be made in this present parliament, not withstandynge. Prouyded alweys
that this acte be nat prejudycyal nor hurtfull to any person or persons, for
any graunte or graūtes made to them or any of them of any annuitie, fee, Annuitie.
or pension, or of any benefice, hospytall, or benefice, or of any office or offi-
ces, beynge office or offices in the tyme of the kynges progenitours, with ye
fees and wages therto due & accustomed, made by the kynge by his letters
patētes after the fourth day of Marche last past. Pis letters patētes made
of all thoffyces of sectetaries at armes, and of thoffices of iustices of ye one
benche and of the other, barons of his escheker, warden of the rolles of his
Chauncerie of Englande, warden of the rolles of his chaūcerie of his lāde
of Irlande, clerke of his counsell. Secondary in thoffice of his prime seale,
clerke or warden of his hamper of his sayde chauncery of Englande, keper
of his parkes of Hellesburie & Lantgles in the countie of Cornwall, clerke
of the market of his house, the cyrographer & warden of the kynges wryte-
tes and recordes of his commō benche, messangers of his escheker, glasier,
plummer, brodwderer, ioyner, fletcher within the towre of London, cheke cat
peter within the paleys of westm, receyuour of all offyces acromptable,
baylyffe of Hauerynge, baylyffe of Surrey, and of his auditours in the coū
ties of Chestre and Flynt, and of Southwales, purueyour and controller
of the kerche of his porte of London, warden of his armour in the towre of
London, maker of his poyntes, constable of his castell or lordshyp of Had-
leygh, clerke of his great wardrobe, purueyour of all maner stuffe for his
workes within his paleys of westminster and the towre of Lōdon, and the
cappytayne of his castell of Hammes, excepted. The same letters patētes so
excepted to endure and to be of strength vertue and effecte at the pleasure
and wyl of the kynge. And also that al coulyrmacyons, catyfyeacyons, ap-
proprycacyons, lesses, grauntes, and all fraunchyses, lybertyes, pryuileges,
customes, or any other commodytyes, profytes, or auantages and euery of
them, dystynctyons, seuerances from counties and makyng of counties by
them selfe, grauntes, releases, dympnucyons and pardōs of fee fermes and
euery of them, made and graunted by our sayd soueraygne lorde the kynge
by his letters patentes, after the fourth day of marche last past, in relyefe &
comforte of any cytye, towne, or borough of this realme, to any meyre, bay-
lyfe or baylyffe, cherysse or cherysses, mayre and comminalte, mayre and cy-
tesyns, mayre and alderman, mayre and cherysse, mayre baylyfes and com-
minalte, cytesyns, baylyfes and cytesyns, theyr heyres and successours, and
to the heyres and successours of euery of them, by what so euer name or na
mes they or any of them be called or named in the sayd graūtes or other pre
misses or any of them, shall be of lyke force and effecte as they or any of the
were at the tymes of the grauntes and letters patentes therof made. And

also it

also if any of the sayde late pretensed kynges or any of theyr auncestres, hath bene enfeffed by any person or persons of or in any landes, tenemen-tes, rentes, possessions, aduousons, or other hereditamētes, only vpon trust and confidens to reenfeffe the sayde person or persons or theyr heyres or assygnes at suche tyme as they shulde be therto requyred, that all suche graunted feffementes or other estates made by any of the sayde late pre-tensed kynges, or any of theyr auncestors, of any suche landes, tenementes rentes, possessions, aduousons, or other hereditamentes, to any suche pson or persons, theyr heyres or assygnes, or to the heyres or assygnes of any of them shalbe of lyke force and effecte in the lawe, and auoydable to the sayd person or persons, and to the heyres and assignes of them and euery of the, as they were at the tymes of the sayde graumtes and feffementes or other estates made to them or any of them. Any acte or ordynance in this present parliament made or to be made nat withstandynge. So that none of the sayde pretensed kynges, nor none of theyr auncestors, after the last day of the reygne of kynge Edwarde the thyrde, progenytour of our sayde sou-eraygne lorde the kynge, were at any tyme seysed of the landes, tenemētes, rentes, possessions, aduousons, or other hereditamentes, nor of any parcel therof, but onely by vertue of suche feffementes made to them or any of them vpon confydence in maner and forme afore sayde, and in none other maner. And that the same landes, tenementes, rentes, possessyons, aduousons, or other hereditamentes, and euery of them be holden of the same chyefe lor-des immediat or of theyr heyres, & by the same seruices as they were holde at the tyme of the same feffementes made to any of the sayde late pretensed kynges, or to any of theyr auncestors. Any possession of the late pretensed kynges, or of any of theyr auncestors, after the laste daye of the reygne of kynge Edwarde the thyrde, not withstandyng. Prouyded alwey that no persone attreynted in this present parlyment take any ayde or auātage ther-by. Also that all letters patentes graunted and dyrected by our sayde sou-eraygne lorde the kynge after the fyrst day of his reygne, to his chaunceler or treasourer of this realme, iustices of the pleas to be holden before the kynge, iustices of the comuen benche, or barons of the scheker, or to any of them for therexcyse of any suche thyng as perteyneth to thoffice or offices, auctoryte and power of them or any of them, by reason of any of the sayde letters patentes and graumtes, shalbe of lyke strength vertue and effecte, as they or any of them were the fyrst day of Nouember last past. Any sta-tute acte or ordynaunce made in this present parlyment not withstandyng. So that the barons of the scheker shall occupye or exercyse theyr offices at the kynges pleasure as the iustices do. And also that euery cōmission made graunted and dyrected by any of the sayde late pretensed kynges in any of theyr tymes, to any person or persons to be assygned for the peace in euery or any countie of this realme to be stablyshed and kepte, and to here and determyn all maner of felonies and trespales and other offences specyfyed in the sayde commissions and euery of them, done or cōmytted in any of the said couties, or to delyuer any gayle or gayles within this realme, or in other

place or

place or places vnder the obeysance of the crowne, of the prisoners beynge in any of the sayd tayles in the tyme of any of the sayd late pretensed kynges, or to here and determyn al maner treasons, felonies, trespales, or other offences done in any of the sayd cōtties, or in any place or places vnder the obeysance of the crowne of the sayde realme, specyfyed in euery of the same commyssyons, or for sewers beinge assigned to survey and to cause to be repayred and amended walles of marcsshes, dytches, gutters, calceys, and brydges, and other defautes in any marsshe or marcsshes in any parte of this realme, specyfyed in the same commyssions and euery of them, and all other commyssyons made by any of the sayde late pretensed kynges to any person or persons before the .xiii. day of Marche last past, and all processes, determynacyons, execucyons, incydentes, admynycles, and other circumstances pertenynge to the same commissions and euery of them, not hoyde repelled nor adnulled, shalbe of lyke force vertue and strength, as if ỹ same commissions and euery of them were made and graūted by any kynge laufully reygnyng in this realme, & opteinynge the crowne of the same by iuft title. So that one especyall acte be made for fuche persons that were before this tyme endamaged for the kynge. And also that all maner of actes and ordinances made by auctoritie of any parliment or perlimentes holden in the tyme of any of the sayde late pretensed kynges, for the cōseruacyon and keppynge of the towne of Shrewsburie, and of the good pealible and quiet rule and gouernance within the sayde towne, betwixte the inhabitantes of the same and euery of them: shalbe of lyke force and effecte, as if the same actes or ordynāces and euery of them, were made in the tyme of any kynge or kynges laufully reygnyng in this realme, and opteynynge the crowne of the same by iuft title. Also where as the sayd late pretensed kynge Henry the .vi. in dede and not of ryght kynge of this realme, by his chartre indented vnder the seale of the duchie of Lancaster sealed, bearynge date the .xx. day of marche, the .xxiiii. yere of his vsurped reygne, dyd gyue and graunt, and by the same chartre confirmed to william abbot of Rylande, the maner of Kylbourne, with the appurtenaunces, in the countie of Yorke, with all the knyghtes fees, vewes of frankepledge, franchises, liberties, commodities, profites, and appurtenances to the same maner, to haue and holde the sayd maner, with the other premisses to the sayd abbot and his successours for euer, peldyng therfore to the said pretensed kynge Henry the .vi. and his heyres dukes of Lancaster .xxi.li. yerely, where the sayde pretensed kynge, nor none of his auncesters dukes of Lancaster before the same tyme were neuer answered of the sayde yerely issues and profytes of the same maner, but of .xvi.li. by yere onely, the sayde .xxi.li. to be payde at the feastes of Pentecost and seynt Martyn in wynter by euen portyons, for all seculer services, with clause of distres for defaute of payment of the said rent by halfe a yere, in all the maners landes and tenemētes of the sayde abbot & couent within the same countie, as in the same chartre therof made more playnly appereth. That all the same chartre gyfte and graunt shalbe vpō this tyme and frombes forwarde to the sayde abbot and couent & to theyr successours

Commission of peace.

Shrewsbury

of lyke

of lyke force & effecte, as they were the fyrst day of Marche last past. Any acte or ordinaunce made in this presente parliament, notwithstandynge. And also that all grauntes and lycences made by letters patentes of any of the sayd late pretensed kynges, to any abbot and couent, prior and couent, or to any other person or persons, to haue and make by free electyon within the selfe at any voydans, abbot or prior, and to be conuentual perpetual and electife, where before they were bastle and remouable, shalbe of lyke stregth vertue and effecte, as if the same grauntes and licences or any of them were made by any kynge lawfully reygnynge in this realme, and optaynynge the crowne of the same by iust title. Also that al recordes of recognisances & dedes enrolled had and made in any courte or courtes of record or before any iustice of record, in the tyme of the reignes of any of the sayde late pretensed kynges: shalbe of lyke force vertue and effecte, as if the same recordes were had or made in the tyme of any kynge lawfully reygnyng in this realme, & optaynyng the crowne of the same by iust title. And also that all lycences & grauntes made by any of the sayde late pretensed kynges to any person or persones, to make haue enclose and enlope any parkes, waren or free chace or to embatell, to carnel, to mastol, or to make any to wre castell or fortresse, within this realme, shalbe of lyke force vertue and effecte, as if the sayde grauntes and lycences were made by any kynge lawfully reignyng in this realme, and optaynynge the crowne of the same by iuste title. Prouided alweys that this acte do not extende nor be preiudycyall to the right noble highe & myghty princelle Cecylye duches of Yorke, mother vnto our sayd souereigne lorde the kynge, of any graunt or grauntes made to her by the kynge by his letters patentes before the fyrst day of this pliment, by what so euer name or names she be called in the same letters patentes, but that ye same letters patentes, and euery graunt therin conteyned: be of lyke force and effecte as they were before the fyrste day of this parliment. This acte or any other made or to be made in this present parlyment notwithstādyng. Prouided alwayes that this acte nor none article of the same do not extende to any landes, tenementes, possessions, hereditamentes, or other thynges, whiche the kynge oughte in any wyle to haue by force of any acte of attayndre of any person or persons made in this present parlyment. Prouided also that no persone or persons attainted in this present parliment, or beinge out with the kynges enemyes take any benefite or auauntage by this acte, nor none other acte made or to be made in the sayde parlyament.

Cap. ii.

Enditementes and presentmentes. Sheriffes turnes.

¶ Also where as many of the kynges faythfull liege people, aswell spirituall as temporal, by the inordinate and vnnaturable enditementes & presentmentes, aswell of felonie, trespales, and offenses as of other thynges, whiche of loge tyme hath ben had & vsed within the counties of this realme, and taken before theryues for the tymes beynge in theyr counties seuerally, vnder theryffes, theyr clerkes, bayliffes, & theyr ministers, at theyr turnes or lawedays holden before them seuerally in the counties, whiche enditementes and presentmentes be often tymes attayned by iurours hauyng no cō-lection, nor no freeholde, & litle goodes. And often tymes by the sayd theryues

menyal

menyal seruantes and baylyfes and theyr vndersheryues.by whiche endi-
tementes and presentementes the sayde lawfull liege people be attached &
arrested by theyr bodyes,and put in prison by the sayde sheryues,vnder she
ryues,theyr clerkes,baylyffes and mynysters,to the great dures of theyr
goodes,and they so beynge in prison by the sayd sheryues,vndersheryues
theyr clerkes,baylyffes and theyr mynysters,are constrayned to make gre-
uous fynes and raunsoms,and leuey of them great fynes and amerciame-
tes for the sayde endytementes and presentmentes,in great preiudyce and
vtter vndoinge of the seyde liege people. After which fynes raunsoms and
amercyementes so attchiued & leuyed by the sayd sheryues,vndersheryues,
clerkes,baylyffes,and theyr mynysters,the people aforsayde be enlarged
out of prison,and the sayde enditementes and presentementes be embesiled
and withdrawen. Our sayd souereigne lorde the kyng,considerynge the pre
misses,by thaduise and assent of the lordes spirituall and temporall,and at
the request of the commons in this present parlyament assembled,and by
auctoritie of the same,hath ordeyned and establysshed,that all maner endi-
tementes and presentmentes that shalbe taken hereafter before any of his
sayde sheryues of his counties for the tyme beynge,theyr vndersheryues,
clerkes,baylyffes, or other mynysters at theyr turnes or lawdays before Lawdayes.
mencyoned,they nor none of them shal haue power to attache arrest or put
in prison,or to leuey any fynes or amercementes of any person or persons
so endited or presented,by reason or colour of any suche enditement or pre-
sentement taken or to be taken before them or any of them,of any suche per
sone or persons so endyted or presented any fyne or raunsome,but that the
sayde sheryues and theyr vndersheryues,clerkes or baylyfes and theyr mi
nisters,shal bryng present and delyuer al suche endytementes and present
mentes taken before them or any of them in theyr turnes or lawdayes afor
sayde,to the Justices of peace at theyr nexte sessiõs of the peace that shalbe
holden in the countie or counties where suche enditemẽtes and presentmẽ- Justices
tes shalbe taken before the sayde Justices of suche countie or counties for of peace.
the tyme beynge. And if any of the sayde sheryues,vndersheryues,clerkes
baylyffes,and theyr ministers do not bryng delyuer and present all suche
enditementes or presentementes so taken before them and euery of them in
theyr turnes or lawedaies,as before is recited,at suche sessions of the peace
before the sayd Justices of peace,that thã al such sheriues,vndersheryues
clerkes,baylyffes,and theyr ministers and euery of them,that so shal fayle
in bryngynge delyuerynge and presentynge of suche endytementes & pre-
sentmentes,shall forfayte to the kynge .xl. poundes at euery tyme that they
or any of them dothe the contrary. And that the sayd Justices of peace shal
haue power and auctoritie to awarde proces vpon all suche enditementes
and presentementes,as the lawe doth require and in lyke fourme as if the
sayde enditementes & presentementes were taken before the sayd Justices
of peace in the sayde countie or counties. And also to arrayne & delyuer all
suche persons or persone so endited and presented before the sayd sheryues,
vndersheryues,theyr clerkes,baylyfes,and theyr ministers or any of them

in theyr

in theyr ſaid tournes or lawdayes. And al ſuche perſones or pſone, which be endited or preſented of treſpas, to make ſuche a fyne as ſhall ſeme lauful by theyr diſcrecyons. And the ſtretes of the ſayde fynes and amercementes to be enrolled, and by indenture to be delyuered to the ſayde ſherpues, vnderſherpues, theyr clerkes, baylyffes, or miniſters or any of them, to thuſe and prophyte of hym that was ſherpue in the ſayde counties or coũtie at the tyme of ſuche endytementes or preſentementes taken. And if any of the ſayd ſherpues, theyr vnderſherpues, clerkes, bayliffes, or theyr mynyſters do arreſt attache or put in priſon, or cauſe any fyne or raunſome to be taken, or leuey any amercement of any perſone or perſons ſo endited or preſented, by reaſõ or colour of any ſuche enditement or preſentement taken befoze the at theyr tournes or lawdays aboue reherſed, befoze that they haue proces from the ſayde Juſtices of peace, or eſtretes delyuered out of the ſayde enditemẽtes or preſentmentes ſo brought delyuered and preſented to them, that then the ſayd ſherpues, whiche ſo doth, ſhall forfayte. C.li. the one halfe therof to be employed to the exp̃eſes of the kynges houſe, and the other halfe to the parties or partye, whiche be or is endamaged, and ſhall haue an action of dette at the common lawe, and lyke proces, as is in an action of det at the commõ lawe and that the defendant or defendantes in ſuche ſuytes or actyons of det, ſhal not be eſſoyned nor wage theyr lawe. And if he or they or any of the agaynſte whom this action ſhalbe taken, do offre or caſt any protection or other impediment, in retardacion of the ſayde ſuytes or actyons, that ſhall not be allowed. Prouyded always that this preſent ordinance do not extende, nor in any wyſe be preiudycyal to the ſherpues of the cytye of Lõdon nowe beynge, or whiche at any tyme herafter ſhalbe, concernynge any inditementes or preſentmentes to be taken within the ſayd cytye of London. London.

Prouyded alſo that this acte extende not nor be preiudycyal to any perſone or perſones, whiche hath grauntes of any fynes or amercementes by any letters patentes of our ſayde ſoueraygne lorde the kynge, or of any of his progenytours or predeceſſours, bearynge date befoze the.x. day of December nexte after the begynnynge of this parlyment. And that this acte and ordinaunce do not extende nor be preiudycyall to any perſon or perſons, hauynge any liberties or tranchyſes by any of the ſayde letters patẽtes, or in any other maner by preſcripcyon. And that this ordynaunce be in his force and begynne to take effecte at the.xl. daye nexte after the.vi. daye of May nexte after the begynnynge of this preſent parlement, vpon the whiche.vi. day the ſayde parlyment was diſſolued.

Hereafter foloweth the ſtatute made at weſtmynſter in the thyrd yere of kynge Edwarde the fourthe.

AT the parlyment ſommoned at weſtmynſter, the.xxix. day of Apryll the thyrde yere of the reygne of kynge Edwarde the fourth after the conqueſt, dyuers ſtatutes and ordinances, to the honour of god and of holy churche, and for the welthe of the kynge and his people, by thaduyſe and aſſent of his lordes ſpirituall and temporall, and the cõmons in the ſayd

parlyment

parlyament assembled, and by auctoryte of the same, were made in the maner and fourme as folo weth:

Cap. 1. wolles and wolfelles.

¶ Fyrste because that the thyefe and principall commoditie of this realme of Englande consisteth in the welles growyng within the sayd realme, and to thentent that sufficient plentie of the sayd welles may continually abyde and remayne within the realme, whiche maye competently and reasonably serue for the occupacyon of clothmakers of Englande, and of all the membres and braunches of the same, wherby the cyties boroughes and townes within the same realme fallen in great and pyteous desolacyon ruyne and decay by thoccasion of ydelnes, maye be (yf god wyll) multiplied to inhabitacyon, and by labour restored to theyr auncient ioye & prosperite, by which the vyces and inconueyences maye to the pleasure of god be auoyded: Our soueraygne lorde the kynge, in consideracyon of the premysses, by the aduyse and assent of his lordes spirituall and temporall, and at the requeste of the commens aforesayde, hath ordeyned and stablysshed, that from the feaste of sayne Johñ Baptiste nexte ensuynge no persone alyen nor straunger borne, by hym or anye other for hym, priuye or apperte, shall bye or shyppe any maner welles or wolfelles, morlynge or shorlynge, within anye parte of this realme of England or Wales, or them or any of them cary out of the same realme or Wales. Nor that any persone straunger alyen or denysyn, or any other the kynges subiecte, from the sayde feaste, shall cary any welles wolfelles morlyng or shorlyng of the growynge of the countreys or cõtties on this syde the water of Teese, ouer the same water towardes the northe, vpon peyne of forfayture of suche welles wolfels morlyng or shorlyng. The one halfe therof to be had to the profyte and vse of our sayde redoubted soueraigne lorde the king, & the other halfe therof to thuse & profite of hym or them that shall fynde and lawfully proue suche byeng shyppyng or cariage contrarie to the sayd ordynance. The welles wolfelles morlyng and shorlyng of the growyng of the cõtties called Alderton shyre & Rychemondshyre onely excepte. And also he hath ordeyned and stablysshed, that no parcel of the sayd welles wolfelles morlyng or shorlyng, be shypped or caryed to any other place out of the sayd realme or Wales, but onely to the towne of Caleys. The welles wolfels morlyng & shorlyng of the growyng of the countties of Northumberland Comberland and Westmerlande, and of the growynge of the byssshoprycke of Durhame, betwyxte the waters of Tyne and Teese, and of the sayde counties of Alderton and Rychemonde excepte. And yf any persone or persones doo the contrarye therof, or shyppe any welles wolfelles morlyng or shorlyng, of the growyng of any countrey or countie of the sayde realme of Englande, excepte before excepted, on this syde the sayde water of Teese, or any porte or creke of the same water, or in the same water: that than he which shall so shyppe or carie, or do to be shypped or caryed, shal forfayte and lose all such welles wolfelles morlyng and shorlyng, or the valour therof. The one halfe of ỹ same forfayture, to be applyed to thuse of our sayd soueraigne lorde the kyng, and the other halfe to hym that shall proue suche forfayture, and lease the same welles wolfelles

straunger borne.

Shippinge of welles.

Caleis.

water of Teese.

moꝛlyng & shoꝛlynge. And also the same our souerayngne lorde the kyng, by thaduyse and assent aforesayde, hath oꝛdeyned and stablysshed, that no persone, after the sayde feaste, shall shyppe anye wolles, wolfelles moꝛlynge oꝛ shoꝛlyng of the growyng within any of the sayd coũties of Northũberland Comberland & Westmerland, oꝛ within the sayd byshapryche of Durhame, betwyxte the sayd water of Tyne & Tese, oꝛ within the sayd coũties called Alderton shyre Richmõdshyre, but only at the towne of Newcastell vppon peyne of foꝛfaiture of the same wolles, wolfelles moꝛlyng and shoꝛlyng, the one halfe therof to our sayd souerayngne lorde the kyng, and the other halfe to any of the kynges lyege people, inhabityng within the towne of Newcastel, whiche shall sease the sayde foꝛfayture, to be applied to thuse and pꝛofyte of the same towne. And also by thassent and auctoꝛyte aforesayde it is oꝛdeyned and stablysshed, that no persone from the sayd feast pꝛiuily noꝛ apertly shall conuey oꝛ carie, oꝛ doo to be conueyed oꝛ caried any wolles oꝛ wolfels out of this realme of Englãd oꝛ Wales, to any other place than to Caleys, except the wolle and wolfels before excepted, vpõ peyne of imꝛysonment by .ii. yeres, and to foꝛfayt the valour of the same wolles & wolfels, the one halfe therof to be payde to thuse of our sayde souerayngne lorde the kynge, and the other halfe to any of his lyege people, whyche shall sue suche foꝛfayture & sue foꝛ the same. And that he haue therof an actyon of det, as well foꝛ our souerayngne lord the kyng as foꝛ hym selfe of the sayd valour of the foꝛfayture aforesayde, to be had and pursued in the countie where such foꝛfayture shall happen: In which action the defendant shal not be receyued to wage his law, noꝛ no essoyne noꝛ pꝛotection foꝛ the same defendant to be allowed. And moreouer the same our souerayngne lord the kyng hath oꝛdeyned and stablysshed, by thassent and auctoꝛyte aforesayd, that no marchant of the sayde staple of Caleys, by hym selfe noꝛ by none other person foꝛ hym selfe, shal sell oꝛ bitter frõ the feaste of saynt Mychell tharchangell nexte ensuynge, any wolles wolfelles moꝛlynge oꝛ shoꝛlynge, oꝛ any other marchãdises of the staple to the sayd staple, but that he before oꝛ vpõ the deliuerey of the same receyue and take redy payment and contentacyon foꝛ the same wolles wolfelles & other marchaũdyses of the sayd staple in hande, wherof the halfe parte shalbe in lawful money of England plate oꝛ bullyon of syluer oꝛ golde, and all the same money duely brynge into this realme of Englande: And the plate and bullyon so receyued to be duely to be coyned at the mynt of Caleys. And all the money therof made and coyned, duely brynge into England within .iii. monethes nexte after thaforesayd sale, vpõ peyne to foꝛfayt foꝛ euery sarke of wolle .x. marckes, and foꝛ euery .C.C.xl. wolfels otherwyse solde .x. marckes. And foꝛ the contrarie sale of euerye halfe sarke of wolle, oꝛ any other quantite of wolle, and euery .Cxx. wolfels, and euerye other nombre therof, after the rate and quantite of the sayde fyue marckes. And that no marchaunt of the sayde staple, from the sayde feaste of saynt Mychel, shal selle bitter noꝛ alyen his pꝛopꝛyete of the sayd marchaundises of the sayd staple, noꝛ no parcel of the same, to any place out of this realme, other than to the sayde staple of Caleys. Pꝛouyded alwaies that yf the sayd

money

Newcastell.

Staple of Caleys.

Plate and Bullyon.

Marchaunt of the staple.

money ordeyned by this ordinance to be brought into this realme, be drowned in the sea, or taken awaye by enmemyes in the sea, or yf the bryngynge therof be lette by contrarie wynde or tempest: that than yf the same money, whose bryngyng shalbe let by suche wynde or tempest, be brought into this realme of Englande as soone as conuenient passage for the same maye be had, than the marchaunt owner of the same shall in no wyse be endamaged by thoccasyon of not bryngyng the same money as afore is sayd. And more ouer because that dayly great disceypte is done in the wyndyng wrappyng and makynge fleeses of wolle within this realme, by thowners of the same wolle, by puttynge in the same fleeses lockes of wolle, and peeces of worse wolle than the fleese is, and also puttynge in the same fleeses tarre, stones, sande, grasse, or dyrte, to the great domage of ỹ byer of the same wolle within this realme of Englande, and to the great reproffe & domage to the marchantes of this realme of Englande, whiche carieth the same wolles out of the sayde realme: our soueraygne lorde the kynge hath ordeyned and stablysshed by auctorytie aforesayde, that euery persone within this realme of Englande, that wyl sell any wolles in any parte within the same realme of England by waye of sale, from the sayde feaste of saynt Johñ ordeyned and prouyded: that the same wolle be wel and lawfully wounde, without doing any disceypte in the same, vpon peyne to forfayte to the kyng for euery such fleese, in whyche anye suche defaute shalbe founde. vi. ō. And that the Justices of peace of our soueraygne lorde the kynge in euery countie cytie and towne of this realme of Englande, haue auctorytie and power to enquyre of the sayde disceyptes in theyr sessions of peace, and to here and determyne the sayde defautes alwell by due examinacyon as otherwyse. Moreouer he hath ordeyned and stablysshed by thauctorytie aforesayde, that no persone, inhabytyng within this realme of England, other than marchantes straūgers, from the sayde feaste of saynt Johñ, shal freyt nor charge within this realme of Englande or Wales, any shyppe or other vessell of any alyen or straunger, with any marchaundyses to be caryed out of the sayde realme of Englande or Wales, nor shall bryngе into the same, yf he maye haue sufficient freyt in the shyppes or vessels of denysyns of this realme, vpon peyne to forfayt the same marchandyses. The one halfe to thuse of our sayd souerayngne lord the kyng, and the other halfe to hym or them, which shall sease the same marchandyses. And that this present statute and ordynaunce, concernyng wolles and wolfelles morlyng and shorlyng, and also the receypt of bullyō and the bryngyng in of money, and also shyppyng in the shyppes of denysyns, shal be in theyr force vertue and strength by. iii. yeres next folowyng the sayde feastes of seynt Johñ and seynt Mychel nerte commyng in all thynges accordynge to thentent aboue declared and specyfyed.

Money.

wyndyng of wolle.

Justices of peace.

Marchantes straungers.

Shyppes.

¶ Where as the labourers and occupiers of husbandrye within this realme of England be dayly greuously endamaged by bryngyng of corne out of other landes & partes into this realme of Englande, whan corne of the growynge of this realme is at alowe pryce: Oure redoubted souerayngne lorde the kyng consyderyng the premysses, by the aduyse assent and auctori-

Cap. ii. Corne.

tytie afozesayd, hath ozdeyned and eſtabliſſhed, that no perſon from the feaſt of ſaynt Johñ the Baptiſt nexte commyng ſhall bzyng noz conney into any place oz poꝛte of this realme, by waye of marchaundyſe, noz otherwyſe, any wheate, rye, oz barly, whiche is not of the growynge of this lande, oz of any ple perteynynge to the ſame, oz of the growynge of the countrey of Irlande oz wales, at any tyme that the quarter of wheate doth not exceede the pzice of vi. s. viii. d. The quarter of rye doth not exceede the pzice of. iiii. s. And the quarter of barlye. iii. s. of lawfull money of Englande within the place oz poꝛte where ſuche wheate rye oz barlye ſhall happen to be bzoughte, vppon peyne of fozfayture of the ſayde wheate rye & barlye. The one halfe to thuſe of our ſoueraygne lozde the kynge, and the other halfe to hym, which ſhall happen to ſeaſe ſuch wheate, rye, oz barlye. Pzouided alwaye that this acte extende not to any wheate, rye, oz barlye, taken by anye of the kinges lyege people vpon the ſea without fraude oz couyn.

Cap. iii.

Sylke women.

Item it was ſhewed in this pzeſent parlyament to our ſoueraygne lozde the king, and to the lozdes of the parliament, by the ſylkewomen and ſpynſters of ſylke within the cytie of London, that dyuers lombardes and other alyens ſtraungers, ymmagynynge to deſtroye theyz craftes and all ſuche vertuous occupacions foz women within this lande, to thentent to enryche them ſelfe, and to put ſuch occupacions into other landes daylye bzyngyng into this realme of Englande wzoughte ſylke, wzought rybans, and laces falſely & diſceptfully wzought, cozſes of ſylke, & all maner of other thinges touchynge the ſame myſteries and occupacions redye wzoughte, and wyll not bzynge in any vnwzought ſylke as they were wonte to doz to the fynall deſtructyon of the ſayde occupacions and myſteries: Our ſayde mooſte redoubted ſouerayne lozd the kyng, conſiderynge the pzemyſſes, by thaduiſe aſſent and auctozytie of the lozdes ſpirituall and tempozall, and at the requeſt of the cõmens afozſaid, hath ozdeyned enacted & ſtabliſhed, that if any lombarde, oz any other pſon ſtraũger oz denyſyn, bzyng oz do to be bzought by way of marchandiſe any wzought ſylke, thzowen rybans, laces, cozſes of ſilke, oz any other thing touchyng oz cõcerning the miſterie of ſilkwozkers in any parte oz place of this realme of Englãd frõ beyõde the ſea: & than the ſame wzought ſilk, thzowen ribãs, laces, cozſes, & other thinges ſo bzought & wzought, touchyng the ſame miſterie, ſhalbe fozfayt: And that euery ſeller of any of the thynges aboue named, bzought as afozſayde, ſhall fozfayt foz euery defaute. x. li. the one halfe therof to be leuyed and had to the vſe of therpenſes of the kynges houſe, and he that wyll ſue foz the ſame ſhal haue the other halfe of the ſame fozfayture. And that it be lawful to euery perſon oz perſones of the kynges liege people to haue and mayntayne an action oz actyons of det at euery tyme, aſwell foz the ſame fozfayture of the ſayd. x. li. as foz the thynge ſo fozfayte: And pzoceſſe of outlagarie in the ſame and all other pzoceſſes as in an action of det at the cõmen law, and that in the ſame no pzotection noz eſſoyn to be allowed. And that the mayze of the ſayd cytie than foz the tyme beyng, haue ſuffycient power & auctozitie to aſſigne. ii. iii. oz. iiii. ſuffycient and credyble men of the ſame cytie by his diſcrecyon, to be

wzought Sylke.

Mayze.

ſwozne

swozne vpon a boke to make due serche within the same cytie & the libertye therof, as often as to theym shall seme expedient of all thynge had or done contratie to the prempsses. And they to make due relacion to the mayre and aldermen of the sayd cytie for the tyme beyng, for more playne informacion in this behalfe to our sayd soueraigne lorde the kyng, and to those persons which wyll sue for the same. And that this sayde ordynance abyde and be in his force and take effecte at the feast of saynt Peter called ad vincula nexte cõming. And this ordinãce shal endure tyl thende of .b. yeres next ensuyng.

Cap. iiii. Artificers.

Item where as in the sayde parlyament by the artificers of manuel occupacyons men and women, inhabytynge and reseaunt in the citie of London, & other cyties, townes, burghes, and villages within the same realme of Englande and Wales, it hath ben piteously shewed & complayned, howe that all they in generall, and euery of them, be greatly impouerisshed and greuously damaged and prejudiced of they^r worldly encreace and dayly lyuynge, by the great multitude of diuers chaffers and wares perteynyng to they^r mysteries and occupacyons, beyng fully wrought and redy made to sale aswell by the handes of straũgers beyng the kinges enemyes as other in this realme & Wales, caryed and brought from beyonde the sea, aswell by marchaũtes straũgers, as denysyns & other persons, wherof ỹ greattest parte in substance is disceptfull & nothyng worthe in regarde of any mans occupacyon or profyte, by whyche occasyon the sayd artificers can not lyue by they^r misteries and occupacyons as they haue done in tymes paste, but diuers of them as well householders as cõductes, & other seruauntes & apprentices in great nombre, be at this day vnoccupied, and do hardly lyue in great myserie pouertie and ruyne, wherby many incõueniences haue come before this tyme, and hereafter more be lykely to come (which god defende) yf due remedy be not in this behalfe prouyded: Our redoubted soueraigne lorde the kynge, consyderynge the prempsses, and wyllynge in this case to prouyde remedy, by thaduyse assent & auctorite aforesayde, hath ordeyned, enacted, and stablysshed, that no marchant borne subiecte of our sayd soueraygne lorde the kynge, denysyn nor straunger, nor other persone, after the feast of saint Michel tharcangel nexte cõming, shal bryng sende nor cõuey, nor do to be brought sent nor conueyed into this realme of Englande, and seignorie of Wales, any of these chaffers or wares vnder written that is to say, any wollen cappes, wollen clothes, laces, corses, rybãs, frenges of sylke & of threde, laces of thred, silke twyned, sylke in any wyse embroudred, laces of golde of sylke or golde, sadels, styroppes, or any harneys perteynyng to sadels, spores, bolles for brydels, aundyrons, gredyrons, anye maner of lockes, hammers, pinsons, fyretonges, dryppyngpannes, dyce, tenesballes poyntes, purses, gloues, gyrdels, harneys for gyrdels, of yron laten steele tynne or of alkemyne, any thynge wrought of any tawed lether, any tawed furres, buscans, showes, galoches or corkes, knyues, daggers, woddknyues botkyns, sheres for taylours, cysours, rasers, chesse mẽ, playeng cardes, cõbes, patyns, paknedels, any peynted ware, forcers, casskettes, rynges of copper, or of laten gylt, chaffyndysshes, hangyng cãdelstyckes, chaffyngballes,

wares of chaffers wrought and brought frõ beyonde the sea.

sacrynge belles, rynges for countreyns, laddles, scommers, coūtrefeat basyns ewers, hattes, brushes, cardes for wolle, or any whyte wyre, or any of those wares or chaffers to be vttered & solde within the same realme of England, or in the countrey of Wales by way of marchandyse, vpon peyne to forfayt the same marchaundises at euery tyme and as often as they may be founde in the hādes of any person or persons to be solde: The one halfe of the same forfayture to be payde to thuse of our souerayne lord the kyng, & the other halfe to hym whych wyll fynde seyse the same for the kyng: The same halfe so seased for our souerayne lord the king to be deliuered by the sayd seysour therof to the eschetour of the countrey or place where the same seysyn shalbe, by indenture betwyxt thē to made, duely to answere therof in his accompte. Prouided always that if any of the said wares or chaffers made out of this lande, be taken vpō the sea without fraude or collusyon, or cometh into this realme of England, or in the countrey of Wales, by way of wrecke, ẏ those be in no wyse taken within this ordynaūce or statute, but that they may be solde within this realme of Englād or wales, this ordinance or statute notwithstandyng. Prouyded also that all wares & chaffers made and wrought in the lande of Irland or Wales, may be broughte and solde in this realme of Englande as they were wont before the makyng of this statute, this ordinaunce or statute notwithstandyng. Also our souerayne lorde the kinge hath ordeined & establisshed, by thassent & auctorytie aforsayd, ẏ the maisters or wardens for the tyme beyng of euerye crafte and mysterie in euerye cytie burgh towne & village, where any such crafte or mistery is vsed or occupied shal haue sufficient power and auctorytie in euery suche cytie towne burghe and village, where they for the tyme beynge, shalbe wardens or maisters of any such crafte or misterie. And the mayre of such citie burghe towne or village for the tyme beyng, yf any mayre be, or the baylyffes or baylyffe of any such citie burghe towne or village for ẏ tyme being, if any bailyffes or baylyffe there be & no mayre, or sergeant, or any other officer to thē alligned by ẏ sayd mayre bailyffes or baylyffe, in euery such citie burgh town & village, where any suche crafte or mysterie is vsed or occupied, where no such maysters nor wardens of any suche crafte or mysterie be, ẏ the maysters or wardeyns of the craftes & mysteries of the cytie towne burghe or village nerte adioynynge to the same, & the constable of suche cytie burghe towne or village, shall haue power and auctorytie to serche in theyr owne craftes & mysteries, and in all other craftes and mysteries, vttering by waye of sale any suche chaffers, aswel within cyties burghes townes & villages of the same realme of England and of the coūtrey of Wales, as within the lybertyes & fraunchyses of the same cyties burghes townes and villages at all tymes reasonable by theyr discrecyon, at fayres and marketes, shoppes open, and watehouses all maner wares chaffers and marchaundyses pertaynynge to euerye of theyr propet craftes & mysteries, which shalbe made by any alyen artificer man or woman, or any other persone or persones within the same realme of England or wales, or whiche at any tyme shalbe occupied by any of the sayd craftes or misteries, in whose handes so euer they may be foūde.

Eschetour.

wardeyns of craftes.

Mayre.

Constable.

Prouyded

Prouyded also that the sayde maisters wardens & other named in the sayd ordynaunce to be serchours, shall not entre in any place exempte by pryuilege fraunchyse or custome to make in the same any serche as is afore sayde, but by the surueyeng of some officer of euery suche place so exempte, where any suche serche shall happen to be made. And yf the sayd serchours by the same serche do fynde that suche chaffers wares or marchaundyses, or anye parte therof, be not pure lawfull & able chaffers wares or marchaundyses and ryghfully wrought and made, as they ought to be, and that duelye proued: that than it shalbe lawfull to suche serchours to take and seyse all suche chaffers wares and marchaundyses, which shal so be founde not good pure lawfull or able: nor rycht fully wrought, as a thynge forfayte: The one halfe of the same forfayture to be payde to thuse of our sayd souerayne lord the kyng, & the other halfe therof to such maysters or wardeyns, which so shall make serche and fynde the same. And that this present ordynaunce or statute concernyng the sayd artificers stande and be in his force as long as shall please our souerayne lorde the kyng. Prouyded always that this ordinaunce and acte, nor none other ordynaunce or acte made or to be made in this present parlyament, shall not extende nor in any wyse be preiudicial or hurtfull to Roberte Stylyngton clerke, deane of the free chapell of our souerayne lord the kyng of saynt Martyn the graunde of London, nor to his successours of the sayd chapell hereafter for the tyme beyng in any maner, nor to the sayde Roberte deane & chapitre of the same chapel, as in and for all maner priuileges lyberties fraschiles ryghtes and customes in any maner perteynynge to them before this parlyament. Nor to any persone or persons dwellyng or inhabityng, or which shall hereafter inhabite & dwel within the seyntuarie & precincte of the same chapell, and especyally within the lane, commonly called saynt Martyns lane.

Cap. b.

Item prayen the comens in the sayde parlyament assembled to our sayd souerayne lorde the kynge, to reduce to his gratious remembraunce, that in the tymes of his noble progenytours dyuers ordynaunces and statutes were made in this realme of Englande for the apparayle and arraye of the comens of the same realme, aswel of men as of women, so that none of them ought to vse or weare any inordynate & excessiue apparayle, but only accordyng to theyr degrees: Which statutes & ordinaunces notwithstandyng, for defaut of punysshements puttyng them in due execution, the comens of the sayd realme, aswell men as women, haue worne and dayly do the worse excessiue and inordinate array & apparayle, to the great displeasure of god, and impouerisshyng of this realme of England, & to thenrychyng of other strange realmes & countreys, to the fynall destruction of the husbandry of this sayde realme: Our sayd souerayne lorde the kynge, by the aduyse and assent of the sayde lordes, and at the specyall request of the sayde comens assembled in the sayde parlyament, and by auctorytie of the same, hath ordeyned & estably shed, that no kynghe, vnder the name of a lorde, other than lordes chyldren, nor no wyfe of such knyght, from the feast of the purification of our lady, whyche shalbe in the yere of our lord god. M.CCCC.lxb. shall

Be this statute repeled vii. H. viii. cap. vii.

Apparayle.

weare any maner cloth of golde, or any cosses wrought with golde, or any furre of sables. And yf any such knyght do the contrarye, or suffre his wyfe or chylde (the same chylde beyng vnder his rule & gouernance) to do the contrarie, that than he shall forfayte for euery suche defaute. xx. li. to the kyng. And also yf no bacheler knyght, nor his wyfe, from the sayd feast shal weare any cloth of veluet vpon veluet, but suche knightes which be of thordre of the garter & theyr wyues, vpō peyne to forfayte to the kynges vse for euery such defaute. xx. marckes. Also that no person vnder the state of a lord, from the sayd feast weare any maner clothe of sylke, beyng of ỹ colour of purple, vpō peyne to forfayt to the kyng for euery defaut. x. li. Also that no esquyer nor gentylman, nor none other vnder the degree of a knyght, nor none of theyr wyues, except the sonnes of lordes & theyr wyues, & the doughters of lordes, esquyars for the kynges bodye & theyr wyues, shall weare from the sayd feast any veluet satyn braunched, or any counterfayt cloth of sylke resemblyng to the same: or any cosses wroughte lyke to veluet or satyn braunched, or any furre of Ermyne, vpon peyne to forfayte for euerye defaute. x. marckes to the kynges vse. And that no esquyar nor gentylman, nor none other vnder the degrees aboue reherced, shal weare from the sayd feast any damaske or satyn, except ỹ meyntal esquyars, serieantes officers of the kinges house, yemen of the crowne, yemen of the kinges chambre, & esquiers & gentylmen hauyng possessions to the yerely value of. xl. li. & theyr wyues, & wydowes hauyng lyke possessyōs, & the doughters vnmaryed of persons hauyng possessions to the value of. C. li. by yere, vpō peyne to forfayt to the kyng for euery defaute. C. s. Prouided alwayes that the stewarde chamberlayne treasourer & cōptroller of the kynges house, & knyghtes for his body & theyr wyues, maye weare furres of sables & ermyns. And ỹ the mayres of the cytie of London, which be or hath bene, or hereafter for the tyme shalbe, and theyr wyues may weare suche arraye as before is lymytted to bacheler knyghtes & to theyr wyues. And that such which be or hath bene, or for the tyme shalbe aldermen or recorders of the same cytte, & al mayres & sheryffes of cities townes or burghes of this realme of Englande, such as be cōtties corporat: and al mayres & bayliffes of all other cities: & of euery of the fyue portes, & the barons of the same portes, such as haue ben chosen & assigned, or hereafter shalbe chosen & assigned to do theyr seruice at the coronacyō of the kyng our souereigne lorde: or of my lady the quene: And mayres & bayliffes of burghes corporate beynge shyre townes, & the mayres & bayliffes of Colcestre & Lynne, and the recorders of the said cities burghes & townes beyng counties corporate, and of all other cytes nowe beyng recorders, or which hath bene or in tyme to come shalbe, and thaldermen of the same and theyr wyues in lyke maner, may vse and weare suche arraye as before is lymyt to esquyars and gentylmen before specified, hauyng possessions to the yerely valour of. xl. pounds. And also our sayd souereygne lorde the kyng hath ordeyned and stablished in this present parlyament, that no man but suche as hath possessions to the yerely valour of. xl. li. or aboue shall weare from the sayde feaste anye furre of martrons letuse pure grayne or pure ny-

nyuer

nyuer, nor no wyfe, sonne, doughter, or seruant of any man (the same sonne or doughter beinge in this rule and gouernance (nor no wydowe but suche as hath possessions of the said yerely valour of .xl.li. shal vse nor weare any of the sayde furres, or any gyrdell garnyshed with golde or syluer in any parte of the same gylte, or any corse of syluer made out of this realme of Englande, or any kouerchyfes, wherof the pryse of a payre shall exceede the som of .iii.s .iiii.d. vpo payne to forfayte to the kyng for euery defaute therof .vi. marke. Prouyded alwayes that the sayde meynyall esquyers seruantes officers of the kynges house, yomen of the crowne, yomen of the kynges chamber, and esquiers & gentilmen, hauynge possessions of the sayd yerely valour of .xl.li. and thaforsayde mayres, recorders, aldermen, sherynes, and baylyffes of euery of the sayd cities, townes, and burghes, and the sayde barons of the fyue portes of the realme of Englād, and also theyr wyues may weare the sayde furres of martrons, foyns, letuse, pure graye, or pure menyuer, and also that theyr sayde wyues may vse and weare gylte gyrdels & kouerchyfes of the pryse of .v.s. the pece. Moreouer he hath ordeined and stablyshed, that no man but suche as hath possessions of ỹ yerely valour of xl.s. shall weare in arraye for his body frō the sayde feaste any fustyan, bustyan nor fustian of naples, skarlet, clothe in graine, nor no furre but blacke or white lambe. All mayres, aldermen, sherynes, barons of the fyue portes baliffes of cytyes & burghes, and other before prouided & theyr wyues, and the meynyall seruantes of yomens degree of lordes & knyghtes esquyers & other gentylmen hauyng possessions of the sayde yerely valour of .xl.li. except, vpon payne of .xl.s. to be forfaite to the kyng for euery suche defaute. Also he hath ordeyned & stablished, that no yoman, nor none other person vnder the same degree, from the said feaste of seynt Peter called ad vincula which shalbe in ỹ yere of our lord .M.cccc.lxv. shall vse nor weare in arraye for his bodye any bolsters nor stuffyng of wolle cotton nor radas, nor other stuffynge in his doblet, but only lynyng accordyng to ỹ same, vpō payne to forfayte to ỹ kynges vse for euery suche defaute .vi.s. viii.d. Also our sayde sou'raygne lorde the kynge, by thaduyse & assent aforsayde, hath ordeyned & stablyshed, that no knyght, vnder the estate of a lorde, esquier gentylman nor none other person, shal vse nor weare frō the feast of al seyntes, whiche shalbe in the yere of our lord .M.cccc.lxv. any gowne, iacket, or coote, onles it be of suche lengthe that ỹ same may couer his pryuie mēbres & buttockes vpon payne to forfaite to the kyng for euery defaute .xx.s. Also by thassent aforsayde it is ordeyned, that no taylour, after the sayde feast, shal make to any persone any gowne iaket or coote of lesse lengthe, or doblet stuffed contracte to the prempties, vpon the same payne for euery defaute. And also hath ordeyned and established in the sayde present parlimēt that no knyght vnder the estate of a lord, esquier gētylmā nor other pson shal vse nor weare, after ỹ sayd feast of seynt Peter, any showes or boutes hauynge pykes passynge ỹ length of two ynches, vpō payne to forfayte to ỹ kyng for euery defaute .iii.s .iiii.d. And if any shomaker mak any pikes of showes or boutes after ỹ said feast of seynt Peter, to any of ỹ sayd psons, cōtrarye to this ordi

naunce

natice, he shal lyke wyse forfaite to the kynge for euery defaute. iiii. s. iiii. d. Also he hath ordeyned and stablysshed by thaduyse and assent aforsayde, that no seruant of husbondry, nor no common labourer nor seruaunt, or any artyficer dwellynge out of a cytye or burghe, after the sayde feaste of all seyntes, shall vse nor weare in theyr clothynge any clothe, wherof the brode yarde shall passe the pryce of. ii. s. nor that any of the sayde labourers or seruantes suffer any of theyr wyues to weare after the same feaste, any clothynge of hygher pryce than before is symytte to theyr husbondes, nor that they suffre any of theyr sayd wyues, after ỳ same feaste, to weare any kouerchyeffes, wherof the pryce of the plyte shall passe, xii. d. nor that none of the same seruantes nor labourers, after ỳ same feast, shal weare any close hose, wherof the payre shall passe in price. xiiii. d. nor that the same seruantes nor labourers, nor none of theyr wyues, from the sayde feaste, shall weare any gyrdell garnysshed with syluer, vpon payne to forfaite for euery defaute to the kyng. iii. s. iiii. d. And bycause ỳ kouerchieffes daily brought in to this realme do induce great charge and coste in the same, and in effecte in waste, our sayde soueraygne lorde the kynge, by the auctoritie aforsayde, hath ordeyned and stablysshed, that no person, after ỳ feaste of seynt Mychel thaccomplysshement, whiche shalbe in the yere of our lorde. M. d. lxd. shall sell in any pte within this realme any laune nyefles vmple or any other maner kouerchyeffes, wherof the plyte shall exceede. x. s. vpon payne to forfayte to the kynge for euery plyte solde at an hygher pryce. xiii. s. iiii. d. Also he hath ordeyned and stablysshed, that the Justices of peace of euery countie, mayres of cytyes and borowghes within this realme, shall haue auctoritie and power to enquyre here and determyn all and euery of the sayd defautes and forfaytures, alwel by enquyrye as by due examynacyon of euery of the sayde offenders contrarie to this ordynance. And the maters and causes concernynge the sayde offences and forfaytures to determyn by lyke peelle and in lyke maner and fourme before atteyndre in this behalfe as is commonly vsed by them of a trespas done with force and armes agaynste the kynges peace, and after the atteyndre like execucyõ. And if any mater touchynge any of the sayde offenses, be remoued of any of the sayde Justices of peace or mayres before the kynge, that than the Justices assygned for plees before the kynge to be holden, shall haue power to awarde suche processe and execucyõ in this behalfe as before is expryst. Also he hath ordeined and stablisshed, that al the sayd forfaytures and euery of the, shalbe leuyed applyed and employed to thuse & expenses of the kynges house. Prouyded alwayes that this statute of arraye be in no wyse prejudicyall or hurtful to any persone, of and for wearynge of any ornament besture or apparayle in doynge of dyuyne seruice & attendynge to the same. Nor that this ordinãce extende to the Justices of any benche of our soueraygne lorde the kynge, mayster or warden of the Rolles, maysters of the kynges Chaunceric, barons of the kynges eschecker, nor Chancelor of the same, whiche nowe be, or hereafter shalbe, nor to any of them. Prouyded also that the scholers of the vniuersities of this realme & scholers of any vniuersitie out of this realme

may weare

may weare ſuche arraye as they may weare by the rule of the ſayde vniuerſites, notwithſtandynge this ordinance. Prouyded alſo that henchemen, harroldes, purſuiantes, ſwerdbereres to mayres, meſſengers, and mynſtrels, nor none of them, nor players in theyr enterludes ſhall not be comprẏſed within this ſtatute. Nor no perſons as for wearinge of any purſes, broches or crownes for cappes of chyldren ſhalbe comprẏſed within the ſame. Prouided alſo that this ordinaūce do in no wyſe extēde to any maner of arraye neceſſaryly to be worne in warre, or in the feates of the ſame.

Here folowyth the ſtatute made at weſtmynſter in the fourthe yere of the reigne of kynge Edwarde the fourthe.

OUr ſoueraigne lorde kynge Edwarde the fourthe after the conqueſte, at his parlyment ſommoned at weſtmynſter the, xxix. day of Aprẏll, in the thyrde yere of his reygne, and by dyuers prorogacyons and adiournamentes contynued tyl the. xxi. daye of Januarie, in the fourthe yere of his ſayde reigne, on the ſame. xxi. day of Januarie, to the reuerence of god, and for the welthe of hym and his people, by thaduyſe of his lordes ſpiritual and temporall, and at theſpeciall requeſt of his commons beynge in the ſayd parlyament, hath ordeined and eſtabliſſhed certayne ſtatutes and ordynances in maner and fourme folowynge.

Cap. i.

¶ Firſte where as many yeres paſte and nowe at this daye, the workeman ſhyp of clothes and thinges requiſite to the ſame, is and hath bene of ſuche fraude diſceite and falſite, that the ſayde clothes in other landes and countreis, is had in ſmall reputacyon, to the great ſhame of this lande. And by reaſon therof a great quantite of clothes of other ſtraūge lādes be brought in to this realme, and here ſolde at an highe and exceſſyue prẏce, eupdently ſhewynge thoffens defaute and falſyte of the makynge of wollen clothes of this lande. Our ſayde ſoueraigne lorde the kynge, for the remedy of the prẏmiſſes, and to the prẏferment of ſuche labours and occupacions, whiche hath bene vſed by the makynge of the ſayde clothes, by thaduyſe aſſent and requeſt and auctorite aforeſayd, hath ordeyned and eſtablyſſhed, that euery hole wollen clothe called, brodclothe, which ſhalbe made and ſet to ſale after the feaſte of ſaynt Peter called ad vincula, whiche ſhalbe in the yere of our lorde. M. CCCC. lxv. After the ful waterynge & rackyng ſtraynyng or tenturyng of the ſame redy to ſale, ſhal holde and conteyne in length. xxiiii. yardes, and to euery yarde an ynche, conteynynge the bredthe of a mannes ynche, to be meaſured by the creſte of the ſame clothe. And i brede. ii. yardes or. bii. quarters at the leaſte wythyn the lyſtes. And if the clothe be longer in meaſure than. xxiiii. yardes & the ynches, than the byer therof ſhall paye to the ſeller for aſmoche as dothe excede ſuch meaſure of. xxiiii. yardes, after the rate of the meaſure aboue ordeyned. Alſo it is ordeined and eſtabliſſhed by auctorite of the ſayd lordes, that all maner clothes called ſtreytes, to be made and put to ſale after the ſame feaſte, after the ful watering & rackyng ſtreynynge or tenturynge therof redye to ſale, ſhall holde and conteyne in lengthe,

Clothes markynge.

Brodeclothe.

In a ſtatute made in the fyrſt yere of Kyng. the. iii. the. viii. capi. this aſſyſe of cloth is altered with dyuers other thynges conteyned i this ſtatute: therfore loke there.

lengthe.xtii.yardes and the ynches,after the measure aforsaid,and in brede one yarde within the lystes. Also it is ordeyned and establysshed by thauctorite aforsayd,that euery clothe called kersey,to be made and put to sale after the sayde feaste,after the full waterynge and rackynge straynynge or tenturynge of the same redy to sale,shal holde and cõteyne in lengthe.xviii yardes and the ynches,as is aforsayd,and in brede one yarde and a nayle, or at the leaste one yarde within the lystes. And also it is ordeyned and establisshed,that euery halfe clothe of euery of the sayde hole clothes,streytes, and kerseys,shall kepe his measure in length & brede after the rate fourme and nature of his hole clothe aforsayde. And that no persone,whiche shall make or cause to be made any maner wollen clothe to sel after the said feast shall medle or put in or vpon the same cloth,nor the wolle,wherof the sayd cloth shalbe made,any lambes wolle,flockes or corke in any maner,vpon payne to forfayt.xx.s.for euery clothe or halfe clothe,wherin or wherupon any suche lãbes wolle,flockes or corke shalbe put or medled. The one halfe therof to be to the kyng,and the other halfe to hym that shal seyse the same clothe,and duely proue the same to be made contrarie to this ordinance,except that he shall chose to make of lambes wolle by it selfe without mynglyng with any other wolle. Except also that corke may be vsed in dyenge vpon woded wolle,& also in dyenge of all suche clothe,that is onely made of woded wolle,so that the same wolle and clothe be perfytly boyled & madered. Except also that corke may be put vpon clothe, whiche is perfectly boyled and madered. Also it is ordeyned and enacted,that euery of the said clothes and di clothes shal perfytely and ryghfully pursue and folowe one order of workemanshyp,from one ende to the other, without dyfference in the weauyng fullyng knottyng or burlyng. And in case any suche differẽs or rawe or skawe cokel or fagge happen to be in any parte of the sayde clothes streites or kerseys,that than a seale of leade therfore ordeyned,and by the Tresourer of Englande for the tyme beynge prouyded,shalbe set and hanged in the lowest parte of the edge of the same clothe strept or kersey, for perfyte knowlege to be had to the byer therof. And that euery of ỳ sayd clothes strept and kersey,of the length and brede aforsayde, and also of the sayde perfection,shalbe from the feaste of seynt Peter ad vincula,sealed at thende of the same with a double prynt in leade,deuysed and ordeyned by the sayde Tresaurer,in recorde & witnesse of thaforsayd true lengthe brede and makynge. And if any of the aforsayde clothes streytes and kerseys,do not conteyne thaforsayde lengthe and brede,or be not of the parfyte workmanshyp aforsayd,and the.ii.partes of the same clothes streytes or kerseys be of the true & perfyte workmanshyp aforsayd,keppynge theyr said lengthe and brede,that than euery suche clothe strept and kersey shalbe sealed with the sayd seales in the fourme aforsayd. And that euery halfe clothe & cotepynge greatter lengthe than the halfe clothe,and lesse length than the hole clothe,of the sortes of the clothes aforsayd,beynge of the sayd pfyte workemanshyp and brede, shalbe sealed with a seale prynted in leade, haupnge a marke differynge from both the seales aforsayde,in recorde and witnes of

The seale of leade.

the true

the true lengthe brede and makynge of the halfe cloth. And if any wollen cloth of any sortes of the clothes before recyted, perfytely made, & haynge brede after theyr sorte before lympt, conteynyng .iii. yardes and di. or more, lasse than the halfe clothe, be put to sale after the sayde feast, the saue cloth shalbe sealed with a seale printed in leade, haynge a marke differynge frō any of the sayde seales, for a knowlege to be had of the defaute of the halfe clothe, the sayd seales to be deuised and ordeyned by the sayde Tresourer, & to be put at thēde of euery of the halfe clothes, and clothes lasse than halfe clothes. Also by thadupse assent and auctorite aforsayd, it is ordeyned and establysshed, that the tresourer of Englande for the tyme beynge, shal haue power and auctoritie to make suche and as many kepers of the sayd seales as he shall thynke necessarie. So that no straunger borne be made any of the sayde kepers. And that euery of the sayde kepers so to be made, shal accompte yerely of the reuenues of theyr sayd offices in the sayde escheker before the tresourer of Englande, and the barons there for the tyme beynge, duely shewynge in the same accomptes, the nombre of al the clothes, halfe-clothes, streytes and kerseys sealed by them, with the names of the owners of the same. Euery of the same kepers to be rewarded yerely at his sayd accompte for his labour and diligēce had in this behalfe at the receipt of the sayd escheker, by the discrecion of the sayde tresourer and barons, without payment of any thynge in the sayde escheker, in or for the makynge of his sayde accompte. And in case any of the sayde kepers do seale any of the aforsayde clothes with any other seale, or any of the same clothes otherwyse made than after the maner and ordynance aboue especyfyed, and that by sufficient proue and examynacion shewed and approued before the sayd tresourer and barons, by the sayde depositcyon testimony and recorde of suche sufficient persons, of good and due reputacion, whiche haue had prompt experience in weyynge fullynge and makyng of clothes, or if the same keper do refuse to seale any of ỹ sayde cothes made according to the sayd maner and ordinaunce, or if any suche keper or aulnegour do take after the sayde feaste for the kynge of any pson for the sealynge or measurynge of any maner clothe, any other somme of money than is conteined in the statutes and ordinances made before this tyme and not repealed, or if any such keper or aulnegour, after the sayde feaste, do refuse to shewe his commyssion of his office to any person desyrynge the same vpon the sealynge or measuryng of any suche clothes before rehersed, and that examyned and duelye proued, ỹ than he, as often as he shall offende in any of the premysses, shall forfayte the somme of .xx. s. The one halfe therof to the kynge, and the other halfe to the partie prouynge the sayde offēces therin by sute to be made before the sayde Tresourer and barons, by bylle of dette in the sayd escheker, in which bylle lyke iudgemēt and execution shalbe had, as is accustomably had and vsed agayns other accomptantes in the same escheker. And that these statutes and ordinances, and other statutes and ordinances made before this tyme and not repealed, concernyng any of the premysses: shalbe cōteyned & especyfyed in euery commyssion to be made to euery suche keper or aulnegour

Tresourer of England.

Straunger borne.

Aulnegour.

gour after the sayde feaste. Also where as before this tyme in thoccupacõs of clothmakyng, the labourers therof haue ben dryuen to take a great pte of theyr wages in ynnes gyrdels and other vnprofitable marchandiles, vnder suche price that it dyd not extende to. And also haue delyuered to thẽ wolles to be wroughte by verye excessyue weyght, wherby both men and women haue ben discoraged of suche labour. Therfore it is ordeyned and establissshed, by thauctoritie aforsayd, that euery man & womã beynge cloth makers, from the feaste of seynt Peter, shal paye to the carders spynsters & all suche other labourers of any membre therof, lawfull money for all theyr lawfull wages and payment of the same. And also to delyuer wolles to be wroughte accordynge to the faythfull deliuerey & due weight, vpon payne of forfaiture to the same labourer the treble of his sayd wages so not paide as often as the said clothmaker doth refuse to pay ỹ same in the said maner and fourme to any such labourer, put by hym to thoccupacion in any of the sayde membres of clothmakynge. And also to forfaite to the same labourer for euery deliuerey of excessiue and vnlawful weight to him deliuered to be wrought. vi. ō. for euery defaute. Also it is ordeyned & establissshed by thauctoritie aforsaid, that euery carder, spinster, weyuer, fuller, shereman, & dyer shal duely do his labour in his occupacion, vpon payne to yelde to the ptie greued in this behalfe his double damages. And that euery fuller, frō the sayd feaste of seynt Peter, in his crafte & occupacyon of fullynge rowynge or taseylynge of clothe, shall exercise tasels and no cardes, disceytfully empayrynge the same clothe, vpō payne to yelde to the partie greued his double domages. And that euery Justice of peace for the tyme beinge, of euery countie of this realme throughout the same coũtie, out of cyties burghes & townes where any mayre, maister, wardē, baylyffe or baylyffes is or be, and euery maire, where there is no maister, and euery maister, where there is no mayre, & euery baylyffe or baylyffes, where there is no mayre nor maister, & euery portreue, where no mayre mayster baylyffe nor baylyffes is or be, of euery citie burgh & towne within euery suche countie aforsayd, & euery constable of hundrede, where any constable of hundrede is, out of euery cytye burgh & towne, where any mayre mayster bayliffe or baylyffes or portreues is or be, And that euerye stuwarde keppyng or holding wapentake or lete of any persone, out of cytye burgh or towne where no mayre, maister, baylyffe or baylyffes, or portreues is or be, shall haue power & auctoritie by this ordinaunce, to here & determyn the complayntes of euery suche clothmaker & labourer, aswel for nonpayment of the sayde labourers wages, as of ỹ sayd forfayture & damages, by due examynacion of the parties in this behalfe, therupon for nonpayment of the sayde dueties & forfayture, & for the sayde damages, to commytte the sayd offenders in this behalfe to the nerte iayle within the same countie, there to remayne tyll the sayde dueties forfaytures and damages be duelye payde to the sayde labourer or clothemaker. And also that euery of the sayde Justices of peace, mayre, mayster, warden, baylyffe or baylyffes, portreue, and stuwarde of wapentake and lete, vpon the informacyon or complaynt of any other persone, whiche is not greued in this

Clothe markers.

wages.

Fuller.

in this behalfe, shall haue power by the sayde auctoritie within his iurisdiction, to cause the partie to come before hym, agayns whom suche informacyon or complaynt shalbe made, for offendynge this ordinaunce, and to examyne them in and vpon the mater contayned in the same informacyon or complaynt. And if the partie by examinacion or other due proue be founde guilty or defective, that than the same partye, as often and for euery tyme that he is so founde guilty or defective, shal forfayte to the kyng or to suche person or persons, whiche is or be intitled to haue fynes or amercementes for offences done within theyr iurisdiction, three shyllynges and foure pēs. And that euery of the sayde Iustices of peace, and other officers aforsayde, within his Iurisdiction, vpon euery of the said informacions or cōplayntes shall haue full power to make lyke processe agaynste the partie, vpon whō any suche informacion or complaynt, as before is rehersed, shall be made, to cause hym personallye to appere before hym, therupon to be examyned, as Iustices of peace haue vpon informacyon or complaynte made to them for suertie of peace, without any fee or rewarde to be taken or had by any of the sayde Iustices or any other officer in this partye, for the execucion of theyr offices in this behalfe. Also it is ordeyned and establysshed, by thauctoritie aforsayd, that all maner of wollen clothes made in any other regiō, broughte in to this realme of Englande, and set to sale within any peace of this realme of Englande after the sayde feeste of saynt Peter shalbe forfayte to our soueraygne lorde the kynge, except clothes made in wales and Irlande, and clothes taken by any of the kynges liege people vpon the see without fraude or collusyon. And by thauctoritie aforsayde it is ordeyned and establysshed, that any other acte or ordinance made in this present parlyment concernynge clothmakynge, or any of the premysses, cōtrary or not accordyng to this acte, shalbe voyde and of none effecte.

Clothes made and broughte frō beyonde the sea.

Cap. ii.

¶ Item where as the kynges noble progenitours, by great delyberacion and aduise, by dyuers actes of parlyment in tymes paste, dyd ordeyne and stablisshe a Staple to be at Caleys, to thentent that all the wolles and wolfelles, and other marchaundises of this realme, called marchandises of the staple, which shulde be shypped to passe out of this realme, shulde be carted to the sayde staple, and to none other place. And in the tyme that it was so vsed, Caleys was in great suertie, and this lande, as to the commodities of the same, in great prosperytie, tyll nowe late that by straunge and synystre meanes, many and dyuers lycences of wolles and wolfelles hath ben graū ted and executed, as wel in the kynges name as other wyse. And hath passed in to the parties beyonde the see, to other places than to the said staple, and solde to the same psons, whiche were accustomed to come to the sayd staple to bye wolles and wolfelles. And also dyuers persons haue moche vsed to shyppe wolles and wolfelles out of this realme, some priuely by night, and some openly by daye, without payenge therfore to the kyng any custome or subsidie, and carye the same to other places than to the sayde staple, & solde them to such persons as were accustomed to bye wolles and wolfels at the sayde staple, by whiche vndue meanes, great domage and inconuenience

Staple of Caleis.

Marchādise of the staple.

hath

hath growen to our sayde souereigne lorde the kynge and this his realme and to the saufegarde of the sayde towne and marches of the same. Our sayde souereigne lorde the kynge, consyderyng the premysses, by thadvyse assent request and auctorytie aforsayd, doth graunt ordeyne and establisshe that wolles and wolfelles, morlynge and shorlynge, that shalbe shypped to passe out of this realme after the feaste of Ester, whiche shalbe in the yere of our lorde M.CCCC.lx. vi. shalbe shypped at the townes of suche portes wherin the kynge hath his beame, his weyghtes & collectours of custome to serue and deliuer the marchauntes, that is to saye, at the towne of Pole, Southampton, Chycestre, Sandwych, Lond, Ippeswiche, Boston, Hulle, Lynne, and in none other place creke or porte, the wolles and wolfels to be shypped in galeis and carrakes, & in none other vessell, to passe out of this realme by the streytes of Marrocke forpryed and excepte. And that by the same auctorytie euery person, that so shall shyp or cause to be shypped out of this realme any wolles wolfelles, morlynge or shorlyng, after the sayde feaste, vpon the shyppyng of them, and before that they passe out of any of ȳ sayd townes, where they shalbe shypped, shal fynde sufficient suertie to the kynge and to the collectours of his custome there for the tyme beinge, that the same wolles wolfelles shorlynge and morlynge shall passe to Caleys, & to none other place, without fraude or collusyon. And also by the same auctorytie it is ordeyned, that euery plone, whiche so shall shyppe wolles wolfelles shorlynge and morlyng to Caleys, shal bryng within .xii. monethes next folowyng suche shyppyng in to the kynges escheker, there to be entred of recorde, a Certificat of hym, whiche is or for the tyme shalbe called the kyngs customer at the porte there, testifienge the commyng of al suche shyppes with wolles wolfels morlyng and shorlyng to Caleys. Also it is ordeined by thauctorytie aforsayd, that if the same Customer at the porte do not delyuer to the marchaunt, bryngyng suche wolles wolfelles morlyng and shorlyng to Caleys, a due Certificat, after the fourme of this acte, within .viii. dayes after due requeste of hym therof made, he shall forfayte to the owner of the sayde wolles wolfelles shorlyng & morlynge, at any tyme that he shal refuse to make and deliuer suche Certificat. C.li. And if he whiche so shal shyppe wolles wolfelles shorlyng or morlynge, to be had to Caleis, do not bryng in to the kynges Escheker the Certificat, as aboue is recited, and there offre the same in open courte before the treasurer and barons of the same escheker, for the tyme beinge, to be entred of recorde within ȳ sayd .xii. monethes, or if any persone do contrarie to the sayde ordinaūce, he shal forfait all suche wolles wolfelles morlyng and shorlynge so shypped contrarie to the sayd ordinance, wherof he bryngeth not a Certificat, as before is recyted, or the value therof. The one halfe to be employed to therpenses of the kynges house, and the other halfe to suche person as shall sue for the same in this behalfe, beynge mayre of the kynges staple at Caleys at the same tyme of suche fayte commenced. And that he in this cale may sue an action of dette of suche wolles wolfelles shorlinge or morlyng so forfaite, or of the value therof at his election agaynst suche person or plons, which

shall

Shippinge of wolles.

Customer.

shall do contrarie to this ordinaunce. The sayd action to be taken, & euerye yssue therin ioyned, to be tried in the countie where suche wolles wolfelles shorlynge & morlyng shalbe shypped: excepte that if any yssue be take in the sayde action vpon the offer of the Certificat, that than it shalbe tried in the cõtie where the said court of thesheker for the tyme shalbe. And ẏ the same procelle be & lye in suche actyon, as is and lyeth in an action of det at the cõmen lawe, and that no protection nor essoyne lye or be allowed or adiudged for the defendant in suche action. And though the pleyntyfe in suche action be discharged of his sayd office of mayre, hangyng the same action, he shall mayntaine and pursue the sayd suyte, notwithstanding the same discharge. Prouyded alwayes that yf any wolles wolfelles morlyng or shorlynge, to be shypped in the fourme aforesayd, be taken with ennemyes vpõ the sea, or els there perisshed or lost by mysfortune, & suche takyng perisshyng or losse be foũde & proued before the treasourer & the barons of ẏ kyng for the tyme beynge, by examinacyon of the persons or persone, whiche so shulde shyppe such wolles wolfelles shorlyng or morlyng, or theyr executours, or two credible persons swore, or other reasonable witnesses and proues, testifyenge the same wolles wolfelles shorlynge or morlyng so taken lost or perysshed: that no person for any suche wolfelles shorlyng or morlyng, so taken lost or perished, shalbe greued or otherwyse prejudiced by this acte. Prouided also that the wolles wolfels shorlyng or morlyng only of the growyng betwyxt the waters of Teese and Twede, Northumberlande, Comberlande, Westmerlande, the bysshopryche of Durhame: Richemondeshyre, and Northalderton shyre, may be shypped in the porte of Newcastel vpon Tyne, to passe at theyr lybertie, this acte notwithstandyng.

wolles wolfelles.

Newcastel.

¶ Item because it is perceyued & certeynly knowen, that dyuers persones for theym selfe theyr factoures and seruauntes do bye and gether wolles & wolfels, aswell shorlynge as morlynge, of the growyng of the counties of Yorke, Lyncolne, and Notyngham, & carieth the same to the porte & towne of Newcastel, and there the same wolles and wolfelles, as wolles and wolfelles of the growynge of the countrey beyonde the waters of Teese and Twede, and of anye of the sayde counties of Northumberlande, Comberlande, Westmerland, Rychemondshyre, Northaldertonshyre, & the bysshopryche of Durhame, and by colour therof doth shyppe & cause to be shypped and caryed into places beyonde the sea, other than to the staple of Caleys, wherby our sayd soueraigne lorde the kynge is greatly disceyued of his custome and subsidie, agaynst the statutes in such cases prouided, to the great damage of the kynge & of this his realme, and of his subiectes of the same: Our sayd soueraygne lorde the kynge, by the aduyse and assent of the sayde lordes and cõmens, and by the sayde auctoryte, wyll and ordeyneth, that no person shall shyppe or cause to be shypped, at the sayde porte and towne any wolles or wolfelles, morlynge or shorlynge, of the growyng of any countie or coũtrey, other than of the growyng of the coũtrey beyond ẏ sayd waters, or of any of the sayde counties of Northumberlande, Comberlande, Westmerlande, Richemondshyre, Northaldertonshyre, or of ẏ sayd bysshopryche

Cap. iii.

Shipping of wolles at Newcastel.

of Durham. And yf any persone shyppe or cause to be shypped, at the sayde towne or porte, any wolles wolfelles shorlyng or morlyng, of the growyng of any countie or countrey, other than the sayd coũtreys, betwyxte the same waters, or of the sayd counties of Northumberlande, Comberland, Westmerlãde, Richemonshyre, Northaldertonshyre, or of the sayde byshoprithe of Durham, to be caried into any place beyõde the sea, other than to ỹ saide staple of Caleys, shal forfait the double value of the same wolles & wolfels so shypped, & not growen betwixte the sayd waters, nor in none of the sayde counties of Northumberland, Comberland, Westmerlande, Rychemondshyre, Northaldertonshyre, or in the sayd byshoprych of Durham: Wherof our soueraigne lord the kyng shall haue the one halfe, and he that wyll sue in this partie the other halfe: and that aswell the kynge, as he that wyll sue for the same in this behalfe, shall haue his recouery by an actyon of dette. The sayde actyon to be taken, and euerye yssue therin ioyned, to be tryed in the sayde countie of Yorke, and not in the sayde towne, nor in none of the sayde counties of Northumberlande, Comberlande, Westmerland, Richemondshyre, nor Aldeltonshyre, or in the sayd bisshoprych. And lyke processe to be had in the same actyon, as is cõmonly vsed in an actyon of dette. And that the defendaunt in this case haue no auauntage by any essoyne or protection, nor be admytted to wage his lawe.

Staple of Caleys.

Cap. iiii. Item where as by subtyll bargayns made in byenge of wolles, before that the sheepe that beareth the same, be shorne, the clothemakers of this realme can wel nyghe fynde none to be solde, to the great greyfe of theym, whiche hath ben accustomed to haue theyr lyuyng by the meane of makyng of clothe: Our soueraygne lorde the kyng, by thaduyse & assent of the sayde lordes, and at the request of the sayd cõmens, and by thauctorytie aforsayd, hath ordeyned and stablysshed, that no person by hym selfe or any other, shal bye or bargayne, from the .xviii. daye of Marche, whiche shalbe in the yere of our lord .M.cccc.lxiiii. any wolles thã not shorne, or take promise of bargayne of anye wolles, than not shorne, of the growynge of Berkshyre, Orfordshyre, Gloucestreshyre, Shropshyre, Herfordshyre, worcestreshyre, wilt shyre, Somersetshyre, Dorsetshyre, Hamshyre, Esser, Cambrydgeshyre, Norfolke, Suffolke, Kent, Surrey, and Susser, or of anye of the same, tyll the feaste of saynt Bertylmewe than nexte ensuynge, or bye any wolles, or take any promysse of bargayne of wolles, whiche shall growe in any of the same counties, the yere than nexte ensuynge the sayd feaste, before the same feast than next folowyng, or in lyke maner bye any wolles, or take promysse of bargayne of anye wolles, whiche shall growe in any of the sayde coũties the yere than nexte ensuing the same feaste, tyl the same feast than nexte folowyng, which feast shalbe in ỹ yere of our lord .M.cccc.lxvii. but only such persons, which of the sayd wolles shal make or do to be made yarne or cloth within this realme, vpon peyne of forfayture of the double value of all the wolles bought or to be bought, bargayned or take by promysse of bargaine agaynst this ordynance: The one halfe to be had to the kynges vse, and the other halfe to thuse of him that wyl sue in this behalfe. And that euery per-

wolles bought vnshorne.

Wargayne for wolle.

sone

ſone that wyll ſue in this behalfe, ſhal haue an action of det of the ſame forfayture, and lyke proceſſe in the ſame action as is had in an action of dette. And that no eſſoyne nor protectyon wager of law be allowed for the defendant in this action.

¶ Item for as moche as a certayne declaracyon and ordynance, in fourme of a ſtatute, euermore to endure and neuer to be repealed, and proclamacyons of the ſame were late made by the duke of Burgoyne in the parties of Brabant, Hollande, Zelande, and other ſeygnoryes, that from that tyme forthe al maner wollen clothes and wollen yarne made and wrought in the realme of England, ſhulde be banyſſhed out of the landes of the ſayd duke that is to ſaye, Burgoyne, Lotryke, Brabant, and Luneburgh, Flanders, Artoys, Henawed, Hollande, Zelande, Namuer, the markſhyp of the holye empere, Fryſelande, Walynes, the landes beyonde the ryuer of the Wale: And generally out of all his other landes and ſeygnoryes, ſo that after the ſayde proclamacyon no ſuche clothe or yarne ſhulde be boughte ſolde or diſtributed there. And yf after the ſame tyme any ſuche clothe or yarne ſhulde be there founde, that the ſame ſhulde be brent, as a thynge banyſſhed, with certeyn other ſtreite puniſſhementes eſpecified in the ſame proclamacions and ordynaũces: Wherby, by all lykelyhode, the makers of wollen clothes within this realme of England, as weyuers, fullers, dyars, ſpynners, carders, and wynders of yarne, and other perſons exercyſyng the ſayd clothmakynge, and alſo the byers and ſellers of the ſame, ſhulde be deſtitute of occupacions, and become ſo ydell, that it ſhulde prouoke them to ſynne and euyll lyfe, whiche god defende. Our ſayde ſoueraygne lorde the kynge, the premiſſes conſydered, hath by thaduyſe aſſent requeſt & auctoritie aforſayd ordeyned and ſtablyſſhed, that no denyſyn of this realme, nor no marchaũt of the lyege of England, ſhall brynge or conuey, nor pryuely or apertly do to be brought caryed or conueyed into this realme of Englande, Wales, or Irlande, any maner marchandyſes or goodes of the growyng workemanſhyp or makyng of the landes and parties of Burgoyne, Lotryke, Brabãt, Leneburghe, Flanders, Artoys, Henawd, Hollande, Zelande, Namuer, the markſhyp of the holy empere, Fryſeland, Walynes, the landes beyonde the ryuer of the Wale, or of any landes or ſeygnories, which the ſayd duke doth holde or occupie, or any of theym: Nor that any ſuche denyſyn or marchaunt ſtraũger ſell or vtter in any parte of this realme Wales or Irland, from the ſayde feaſte, any ſuche marchaundiſes or goodes, other than ſuche whiche haue bene bought before the ſayde feaſte in any of the ſayd parties, excepte all maner victayles. And alſo excepte goodes & marchandyſes taken by any of the kinges liege people vpõ the ſea without fraude couyn or male engyne, vpon peyne of forfayture of the ſayde goodes and marchaundyſes ſo brought or ſo ſolde, and bought after the ſayd feaſt, that is to ſay, the one halfe therof to the kynge, and the other halfe to hym that fyrſt ſhal ſeaſe the ſame goodes & marchandyſes, in whoſe handes ſo euer they maye be foũde, tyll the tyme that due continuall reformacyon be had and made by the ſayd duke of the ſayde declaracyon and ordinance of banyſſhynge, in ſuche wyſe

Cap. b.

Duke of Burgoyne.

wollen clothes and yarne.

Marchãdiſe.

Victayles.

that all maner wollen clothe and wollen yarne made, or to be made within the realme of England Wales and Irlande, may come to be brought and accepted in thafore sayde parties of Burgoyne, Lotrike, Brabant, Luneburgh, Artoys, Henawed, Hollande, Selande, Namur, the marcheshyp of the holy empere, Frysland, Walynes, the landes beyonde the water of the Wase, and all other landes and seygnories of the sayde duke and in euerye of them, there to be vttered solde and expended sled worne and distributed, at the election of the owner of the same or his factour in this behalfe, there without impechement of the sayde duke or anye other his officer in anye of the sayd landes and parties, to be caryed & conueyed to any other partie, at the election of the sayd owner or his factour, as frely as they were brought caryed or conueyed before the sayde proclamacion of the sayde declaracyon and ordinãce made by the sayd duke. And also he hath ordeyned by the sayd auctorite, that all maner marchauntes straungers, hauyng any suche maner marchandises or goodes of the sayd growyng workmãshyp or making, beyng shypped in any vessel in any parte of this realme of Englãd Wales or Irlande, and not put to lande, or yf any such marchandises or goodes be put to lande in any parte of the sayd realme of Englãde after the said feast, that all suche marchaũdises & goodes be vtterly voyded out of this realme of Englande Wales & Irlande within .xl. dayes nexte after proclamacyon made vpon this ordinaunce within the cytie of London, vpon peyne of forfayture of the sayde goodes and marchaundyses: the one halfe therof to the kynge, and the other halfe to hym that shall fyrste sease any such goodes or marchandyses. And that open proclamacyon of this ordinance be made before the .xviii. daye of Marche, whiche shalbe in the sayde yere of our lorde M.cccc.lxiii. within the citie of London, & other necessarie places & conuenient. And yf it happen any suite or action to be taken & sued by thoccasion of any such seysyn, wherin any yssue cõcernyng this ordinaũce shalbe take: that the sayde yssue be triable & tried in the countie and of the venue, where the sayde seysyn shalbe had, & in none other place. And because it is greatly doubted, that duryng the sayde restreynt of the sayd goodes and marchandises made & growen in thaforesayd landes of the sayd duke of Burgoyne, beyng in this realme, or to be brought into the same, and within the same to be put to sale, by the sellers of them shuld be exalted and put at an excessiue price, which shulde turne to the great domage of the people of this realme: It is therfore ordeyned by the sayde auctorite, ỹ duryng the sayde restreint euery mayre baylyffe and other chiefe gouernour of euery cittie burghe and towne, and the gouernours of euery fayre and market out of cytie burgh & towne within this realme, vpon cõplaynt to be made to any of them by any of the kynges lyege people of suche enhaunsynge and puttyng of excessiue price, shall haue power & auctorytie within theyr iurisdiction, by due serche examynacion and proffe had in this behalfe, to make suche direction and reformacyon, as by thaduyse of .vi. discrete men of euery suche cytie burghe or towne, therto to be appointed by euery mayre baylyffe or other chiefe gouernour aforesayd, after theyr conscience and discrecyons, in satisfaction & reasonable

Marchantes Straungers.

Mayre.

ſonable amendes of the partye ſo complaynyng, ſhall ſeme reaſonable. And this ordynaunce to endure at the kinges pleaſure. Prouided alwayes that this acte, nor none other acte ſtatute nor ordynaunce, made or to be made in this preſent parliament, ſhall do no domage preiudice nor derogacõ to the marchãtes of Almayn, hauyng the houſe cõmonly called Guilhalda Teutonicorum in the cytie of London, which marchantes nowe be within this realme of England, or in any parties vnder the kinges obeyſance, or which herafter ſhalbe or repayre into ỹ ſame, of or in any fraũchyſes fredomes lyberties immunities or any other thyng graũted by ỹ kinges progenitours by theyr letters patentes to marchantes of Almayn, hauyng the ſayd houſe comonly called Guilhalda Teutonicorum in the ſayd cytie of London, nor of any grauntes or cõfirmacions in any wyſe made by our ſayd ſouereaigne lorde the kyng by his ſeuerall letters patentes to marchantes of Almayne, haunge the ſayde houſe commõly called Guilhalda Teutonicorum in the ſayde cytie of London, by what ſoeuer names they be called or named. And that all the ſayde letters patentes be in all ſuch force effecte and ſtrengthe, and auayleable to the marchantes hauyng the ſayd houſe called Guilhalda Teutonicorum in the ſaid citie of London, as they were before the making of this acte. This acte or any other acte ſtatute or ordinaunce made or to be made in this preſent parlyament, notwithſtandynge.

Guilhalda Teutonicorũ

Cap. vi.

Item oure ſayde ſouereygne lorde the kynge remembrynge that where by the ſtatute made in the parliamẽt holden in the. v. yere of Henry the. iiii. late in dede and not of ryght kynge of Englande, it was ordeyned and ſtablyſſhed by auctorite of the ſame parliament amonges other thinges, that all the cuſtomers and comptrollers in all portes of this realme, ſhuld take ſufficiẽt ſuertie for all maner marchandiſes brought by marchantes aliens and ſtrangers, cõmyng & repayrynge to the ſayd portes, to thentent that the money taken for the ſayd marchandiſes ſhulde be employed vpon the commodities of this realme, ſauyng theyr reaſonable coſtes, as in the ſame ſtatute is cõteyned more at ỹ ful. And that becauſe the ſayd marchantes ſtrangers haue not knowlege of the ſufficient pſons within this realme, whiche ſhalbe bounde for them, ſo that they can not often tymes fynde to thentent aforeſayd ſuche ſuertie: And alſo becauſe that the ſayd cuſtomers and comptrollers haue no maner power nor auctorite after themploymẽt perfourmed & made, to rebayle ỹ ſayd ſuerties to the marchantes: Wherfore ỹ ſayd marchãtes wolde rather departe, & herafter not to repayre into this realme with any marchaundyſes, than to fynde any ſuch ſuerties, in diminucyõ of the kynges cuſtomes and ſubſidies in his ſayd portes, onles due remedy be therfore prouyded: The kyng, by thaſſent of the ſayd lordes and commens, and by thauctorite aforeſayd, hath ordeyned & ſtablyſſhed, that at all tymes frombenſforth the cuſtomers & comptrollers for the tyme beyng, ſhal take ſuertye by theyr diſcrecion of the ſayd marchantes alone, or of them & other for the ſayde employment to be had. And that the ſayd cuſtomers and comptrollers in euery porte of this realme, at al tymes herafter, after themploy ment had by the ſayd marchantes, may delyuer to the ſayd marchantes all

Cuſtomers & Cõptrollers.

Marchantes Ꝺtraungers.

Suretie.

suche suerties, which they dyd take of them or of any of the for the sayd employment. And that of and for the same they & euerye of them be discharged agaynst the kynge. This statute to endure tyll the nexte parlyament.

Cap. bii.

Cordwayner
Cobler.
London.

¶ Item our soueraygne lorde the kynge, by the aduyse of his lordes spirituall and temporal, and at the prayer of the sayd commens in the sayd parlyament assembled, & by auctoritie of the same, hath ordeyned & stablysshed, that no person cordwayner or cobler within the cytie of London, or within thre myles of any parte of the same cytie, be he within franchise or without, do to be made after the feaste of Ester, whiche shalbe in the yere of our lorde M.cccc.lxb. any shoes galoches or huseaus with any pyke or poleyn, & shal passe the lengthe of two ynches, whyche shalbe iudged by the wardeyns or gouernours of the same mysterie within the sayde cytye, and thre myles of euery parte of the same, or vpon any sonday in ŷ yere, or in the feastes of the natiuitie or assencyon of our lorde, or in the feaste of Corpꝰis xpi, shall sell or commaũde or do to be solde any shoes huseaus or galoches, or vpon the sonday, or any of the sayde feastes, shall set or put vppon the feete or legges of any persone, any shoes, huseaus, or galoches, vppon peyne of forfayture and losse of .xx.s. sterlynge, as often and whan any persone shall do the contrarie of this ordinance or any parte of the same. Wherof .vi.s. viii.d. shall be had to the kynges vse, and .vi.s. viii.d. to thuse of the gouernours of the mistere of cordwayners, and the other .vi.s. viii.d. residue of the sayd .xx.s. to thuse of hym that shall fynde dyscouer and proue the breakynge of this ordynance. And that euery person that wyll sue for the sayd forfayture, shal haue an actyon of det by wrytte or pleynt at his electyon, and suche processe and execucyon in the same as is had in an action of det. And that the defendaunt in the same action be not admitted to wage his lawe. Prouyded alwayes that this acte, nor none other acte ordinaunce or statute made or to be made in this present parlyament, shal extende to ŷ domage or preiudice, nor in any wyse be preiudicial or hurtfull to the deane for the tyme beyng of the kinges free chapell of saynt Martyns le graunde of London, or to the said deane and chapitre for the tyme beynge of the same chapell, nor to any persone or persons for the tyme abydyng or dwellyng within the same chapell, or within any place or places in saynt Martyns lane in London, or within any other place or places within the precincte fee or fraunchyse of the sayde deane or the sayde deane and chapitre, nor to any of the ryghtes pryuileges lyberties fraunchises immunities or other thyng by the kynge or by any of his progenitours predecessours or possessours of the realme estate & crown of Englande, to the sayde deane and chapitre of the sayd chapell and their successours toyntelye or seuerallye in anye maner graũted, or in any maner heretofore pertaynyng. And also prouided that the deane of the said chapel, and the deane and chapitre of the same chapell, shall haue holde and enioye fully frely quietly and effectually all their sayd ryghtes pryuileges fraunchises lyberties immunytees and euerye other thynge to them graunted in maner and fourme aforsaid, by what so euer name or names they be named or called ioyntly or seuerally in anye letters or wrytynges thereupon made,

Sonday.

S. Martins le graunde of London.

any

anye acte ordynaunce or statute made or to be made, or anye other mater or thynge contrarie notwithstandynge.

¶ Our soueraygne lorde the kynge percepuynge by greuous compleynte made in this parlyament, by men of occupacyon of horners beynge enfranchysed in the cytie of Londō, howe that the people of straunge landes hath come into this lande, and into dyuers partyes therof, and hath bought by the handes of theyr hoostes and gydes the great and chyefe stouffe of englysche hornes vnwrought, of tanners and bochers, and cary the same ouer the sea, and there employe the same in dyuers workes, to the great damage of this lande, and to the vnyall preiudyce of a great nombre of men beynge of the same occupacyon: hath by thaduyse and assent of the sayd lordes, and at the requeste of the sayde comens, and by thauctoritie aforesayd, ordeyned establysshed and enacted, that from the feaste of Ester, whiche shalbe in the yere of our lorde god. M.cccc. lxv. no maner straunger nor alyen, by hym selfe or by any other, shal bye any englysshe hornes vnwrought of any tanners bochers, or of any other persons gathered or growyng within the said cytie, and. xxtiii. myles on euerye syde of the sayde cytie nexte adioynynge. And that no englysheman nor other person selle any englysshe hornes vnwroughte to any straunger or cause them to be sent ouer the sea, so that the sayd horners wyl bye the sayd hornes at lyke price as they be at the tyme of the makynge of this acte, vppon peyne of forfayture of all suche hornes so boughte solde or sent. And that the wardeyns of the sayde mysterie for the tyme beyng by the sayd auctoryte, shall haue full power to serche al maner ware perteynynge to theyr mysterie wrought or to be wrought in all places within the sayd cytie of Londō, and. xxiiii. myles on euery syde nexte adioynynge to the same cytie, and within the fayres of Stybrydge and Elye in whose handes they maye be founde. And yf they by theyr serche fynde anye suche ware or stouffe in any place within the sayde citie of London & xxiiii. myles nexte adioynynge to the same cytie, or within ỹ fayres of Stybrydge and Elye, in whose handes so euer they be to sell, that is defectiue & insuffycient, It shalbe lawfull to thē to take the same ware and stouffe, and bryng it before the mayre of the sayde cytie of London, the mayre or baylyffes of the forsayde fayres for the tyme beyng: And the same there beynge proued defectyue, to be forfayte: The one halfe therof to our soueraygne lorde the kynge, & the other halfe to the sayd wardens, to be ordred at theyr pleasure. Prouyded alwaye that after that men of the sayde occupacyon within this lande haue taken out and chosen suche & asmany hornes as shalbe nedefull to theyr occupacion: that than it shalbe lawfull to them all & euery of them, and other persons of this realme of England, to sel & delyuer al the hornes refused, whiche be not able to be occupied in theyr mysterie, to any straūger or other persone, to sende or carye beyonde the sea or elles where, as shall please them.

Ca. viii.

Horners.

London.

Strangers.

Hornes.

wardens of the Horners.

¶ Item the company of the mysterie of patenmakers of the citie of Londō piteously complaynynge, sheweth in the parliamēt of the greuous hurt losse and damage, whiche other persones in tymes paste of the same occupacyon

Cap. ix.

Paten makers.

nowe deed, and they longe tyme haue bowne and susteyned, and hereafter be lykely to beare and susteyne, by reason of a statute made in the time of Henry the fyfte late kynge of Englande in dede and not of ryght, by auctoryte of this parlyament holden in the fourth yere of his reygne, by whyche statute it was ordeyned and establisshed, that patenmakers within the realme of Englande from that tyme forthe, shulde make no patens nor clogges of tymber called Aspe, vpon peyne to paye to the kyng. C.s. for euery defaute. And that euery person, whiche wolde sue for the kynge shulde haue the one halfe of the peyne so forfayte: so that the fletchers throughout the realme myght sell theyr shaftes at more easye and reasonable pryce than they were wonte to selle, as in the sayde statute more fully is conteyned. And thoughe also that the sayd aspe tymber be the best & lyghtest tymber, therof to make patens and clogges, most easye for the wearyng of all estates gentyles and other people, of anye tymber that groweth, and before the makynge of the sayde statute the sayde patenmakers were as free, and at as great lybertie to bye al maner of aspe tymber, and therof to make patens and clogges, as they were at the same tyme, and at all tymes hath ben, and yet be, all maner people of the craftes & occupacyons of turners, carpenters, wodmongers, and colemakers, whiche doth occupie expende and waste yerely in theyr occupacyons a great quantitie of all maner tymber of aspe, aswell suche aspe tymber as wolde serue to make shaftes therof, as that that wolde not serue for the same, And no restreynt is made for them or any of theym to the contrarie, And very moche aspe tymber there is, whyche wyll in no wyse serue the fletchers to make therof shaftes, whych is as sufficient able and conuenient to be made in patens and clogges, as is the remenant of the said tymber to be made in shaftes: And the sayde patenmakers durste not occupie any parte of the sayd tymber, nor one nor other, for feare of forfaiture of the sayde peyne conteyned in the sayde statute, whyche is great domage to the sayde patenmakers, & none aduantage to the sayd fletchers, and the comen people throughout the realme therby greatly diseased: Wherfore our soueraygne lorde the kynge, consyderyng the premysses, by thaduyse and assent of the lordes spirituall & temporall, and at the request of the sayde cõmens, hath ordeyned that frõhensforth at all tymes it shalbe lawful to the patenmakers of this realme, to make patens of suche tymber of aspe, that is not apte sufficient nor conuenient to be made in shaftes, and that for the cõmen welthe. And that as often as any patẽmaker, after the feast of Ester, which shalbe in the yere of our lord god. M.CCCC.lxb. shal make any patens or clogges of suche parte of aspe tymber, that shalbe able and suffycyent to be made in shaftes, shall forfayt for euery tyme. xl.s. the one halfe therof to the kyng, and the other halfe to hym that wyll sue in this behalfe.

Cap. x. ¶ Item where as by the noble kynge Edwarde the thyrde progenytour of oure souerayngne lorde the kynge that nowe is, after the conqueste of the towne of Caleys, in his parlyament holden in the. xx. yere of his reygne, in

Douer. relyefe and comforte of the towne of Douer, one of the townes of the fyue portes in the countie of Kent, dyd ordeygne, that no marchaunt, pylgryme,

nor none

noꝛ none other perſon oꝛ perſons hoꝛs oꝛ beaſt, ſhulde take any paſſage to- Paſſage.
wardes the towne of Caleis, from any poꝛte oꝛ place within the countie of Caleis.
Kent, but only from the poꝛte of the ſayde towne of Douer. And alſo that no marchaunt pylgryme noꝛ none other perſone oꝛ perſons, hoꝛs, oꝛ beaſt, ſhulde come frō Caleys in to any poꝛte of Kent, but only to the poꝛte of the ſayd towne of Douer, Excepte ſouldeours & marchantes commynge and goynge with theyꝛ ſhyps freyted with marchandiſes, onles it were by the kynges commaundement, oꝛ other wiſe that they were dꝛyuen oꝛ compelled to take ſome other place oꝛ poꝛte by tẽpeſt. Alſo it was oꝛdeigned and eſtabliſſhed by the auctoꝛitie of an other parlyment, holden in the. xiii. yere of the noble kynge R. the. ii. after the cõqueſt, that all paſſage ſhulde be kepte at the ſayde towne of Douer in the maner and fourme befoꝛe reherſed, and in none other place within the ſayd countie of Kent, as there hath ben vſed & at cuſtomed by reaſon of the pꝛemyſſes, tyll nowe late, that notwithſtandynge diuers pylgryms and marchantes and other perſons, whiche be no ſouldeours, with hoꝛſes and other beaſtis of late tyme haue vſed cõmynly to take theyꝛ paſſage towardes the ſayd towne of Caleys, at diuers poꝛtes and places in the ſame countie of Kent, And to come frō Caleys in to Kent at dyuers poꝛtes and places in the ſame, other than in the ſayde poꝛte of Douer, contrarie to the grauntes and oꝛdynances afoꝛſayde, to the great damage empouerꝛiſſhement and deſolacyon of the ſame; towne, and lykely by continuance to be the cauſe of leoperdie and loſſe of the ſame towne, caſtell and the contrey adioynynng. Our ſayd ſouerayngne loꝛde the kyng, the pꝛemiſſes conſidered, and howe the ſayd towne is ſet in the vttermoſt parte of this realme next to his enemyes and hath no meane of cõfoꝛt noꝛ relefe, but only by meane of the ſayd paſſage, hath oꝛdeyned eſtabliſſhed and enacted by thaduyſe aſſent and auctoꝛitie afoꝛſayd, that no pylgrym machant noꝛ none other perſon oꝛ perſõs, hoꝛs oꝛ beaſt, except ſouldeours and marchantes with theyꝛ marchandiſes in the maner and fourme befoꝛe recyted, ſhall from henſfoꝛthe take theyꝛ paſſage at none other place oꝛ poꝛt within the coũtie of Kent, but only at the ſayd poꝛt oꝛ towne of Douer, if they may there haue ſufficiẽt paſſage and ſhyppyng. And alſo that no pylgrym marchant noꝛ none other perſon oꝛ perſons hoꝛs oꝛ beaſt, ſhall cõme frō Caleys to any poꝛte oꝛ other place within the ſayde countie of Kent, but only to the poꝛt of the ſayd towne of Douer, except ſouldyours and marchantes with theyꝛ marchandiſes, onles they haue and ſhewe the kynges commandemẽt in wrytynge ſo to do, oꝛ els be compelled and dꝛyuen to ſome other place oꝛ poꝛte by ſodeyn tempeſt. And that euery perſon, of what eſtate degree oꝛ cõdicyon he be, whiche voluntarily dothe agaynſt this acte oꝛ oꝛdinans, ſhall foꝛfait foꝛ euery tyme that he ſo doth. b. markes. Our ſoueraigne loꝛde the kyng to haue the one halfe, to be imployed vpon the reparacion of ỹ caſtell of Douer by the ſurueyng of the cõſtable oꝛ his lieutenant there, the other halfe to that perſon oꝛ perſons of the ſayd towne oꝛ caſtell, beinge a freman of the ſayd towne of Douer, that wyl comence oꝛ ſue an actiõ therof agaynſt thoffender. And that euery perſon oꝛ perſons of the ſayde towne oꝛ caſtell,

freman of the sayd towne of Douer, may in his owne name haue agaynste euery person that wyllyngly offendeth this statute, a general actiō of dette of the sayde somme of .v. markes, and declare especially vpon the same acte or ordinans. And that processe of outlagarie, and all other processes and determynacyō shalbe had in the sayd action as is had & vsed in other general actions of det. And also the maister of euery shyp and vessell, whiche wyllyngly contrarie to this acte doth conuey to any place or places any pylgrym, marchant, or other person or persons, hors, or beast, shall lykewyse forfayte at euery tyme that he so dothe fyue markes, in the maner & fourme aforsayde to be sued, had, recouered, leuyed, and employed.

Shippe maister.

Here begynneth a statute made at westmynster in the .vii. yere of kynge Edwarde the fourth.

AT the parlyment holden at westmynster the thyrde day of June, the .vii. yere of the reigne of kynge Edwarde the .iiii. after the conquest, Our sayd soueraigne lorde, by thaduise & assent of the lordes spirituall and temporal, and at the request of his commens in the sayd parlymēt assembled, & by auctoritie of the same parlyment, hath ordeyned and establysshed certeyn statutes and ordynances in maner and fourme folowyng.

Cap. i. worstedes.

FYrst where as there be as well wythyn the cytye of Norwyche as els where within the countie of Norf. dyuers persons, which do make vntrue wares of all maner worstedes, not beinge of thassise in length nor in brede, nor of good stuffe, and ryght makynge as they oughte to be, & of olde tyme were accustomed. And the sleys & yarne pertaynyng to the same, not ryghtfully made & wrought, in great discept, aswell of denysens as of straūgers, inhabytynge or repayrynge to this realme, whiche haue vsed and do vse to bye suche marchādises, trustynge that they were within, as they semed outwarde, where of trouthe it is contrarie. And where as the worstedes in tymes past were laufully wrought, and a pleasant marchandise, and greatly desyred and beloued in the parties beyonde the see. Now bycause they be of no ryghte makyng nor ryghte stuffe, they be reported and called subtyle and vnlaufull marchaūdise, and of lyttell reputation, to the great damage of our soueraygne lorde the kynge, and great preiudice of his faithful people. Our soueraygne lorde the kyng, by thassent of the lordes spirituall and temporall, and at the request of his commens, beyng in the sayd parlymēt, and by thauctoritie of the sayde parlyment, for the welth of his people, and the perpetuall amendment of the sayd worstedes, and eschewynge & auoydynge al maner disceyptes to be done and wrought in worstedes by them that worke the same, and the meanes therof, hath ordeyned and establysshed, that men of the sayde crafte within the sayde cytye shall haue power euery yere, the monday nexte after the feast of Penthecost, to chose .iiii. wardens within the sayde cytye of the same crafte. And also that artyficers of the same crafte lyke wyse out of the cytie, that is to say within the coūtie of Norf. shall haue power euery yere at the same day to chose .iiii. wardens

within

within ye of the sayde countie of the same crafte. And that of sayde wardens in the sayde countie and citie to come before the mayre of the sayde citie for the tyme beyng, vpon the monday next after the feast of Corpus xpi than next folowynge. And than to be sworne before the mayre of the sayde citie, and the stewarde of the duchie of Lancaster within the sayde countie for the tyme beinge, if it happen hym within the sayd citie than to be present, or els before the sayd mayre onely, the sayd stewarde thā beinge absent. And that all the sayde wardens, aswell wythin the sayde cytye as without, or els the greattest parte of thē, vnder this fourme before recited, cholen and sworne, shall haue ful power for the yere thā next folowyng to survey the worknā shyps of the sayde artificers, and that they make and worke rightfully and well and of good stuffe, and to ordeigne suche rules and ordinances within the sayd crafte, as often as it shall seme nedefull or necessarie, for thamendment of the sayd worstedes and crafte. And that suche rules and ordināces so made and ordeyned to thē, to be obeyed and kepte by the sayd artificers. Or els, viii. of the said wardens, callynge to them. vi. of the most discrete of theyr sayde artificers within the sayde cytye, and. vi. of the same artificers within the sayd countie, by the discrecion of the sayde mayre and stewarde, or of one of them, shal punysshe suche of the sayd artificers, which breaketh or doth contrarie to any of theyr sayd rules & ordinaunces. And that euery peace of worsted be put vp in the pece of lawfull makynge good and conuenient stuffe. And that they shall holde the lengthe and brede as thassise was wont to be of olde tyme ryghtfully accustomed, that is to say, beddes of the greattest assise. xiiii. yardes largely in lengthe, and foure yardes largely in brede. And beddes of the meane assise. xii. yardes in length & iii. yardes in brede. And beddes of the least assise. x. yardes in length at the least, and fyue quarters in brede. And clothes called chanon clothes of the one assise. vi. yardes in length and. ii. yardes in brede. And of ỹ other assyse. v. yardes in lēgth, and. vii. quarters in brede. And double motleys. vii. yardes in length, and. v. quarters in brede. And fengle motleys. vi. yardes in length, & v. quarters in brede. And double worsted. x. yardes in lēgthe and. v. quarters in brede. And the halfe double worsted. vi. yardes in length and v. quarters in brede. And the rolle of worsted. xxx. yardes in length and di yarde in brede. And that no lambes wolle be put in any of the sayde worstedes. And that the wardes of the sayde crafte and euery of them for the tyme beynge, shall haue power and auctorite to seyse all suche clothes and stuffe so beinge defectife. And that the sayd mayre and stewarde and euery of thē, by. xii. of the discrete artificers of the sayd cytye & countie, shal haue power at all tymes to enquere here and determyn of all suche as do agaynste the sayde ordinaunce within the sayde citie or countie. And moreouer in eschewynge of all suche dyscoyptes and fallytye, whiche myghte happen to be wrought and done in the sayde crafte by the eyghte wardeyns aforsayde, or betwyxt them selfe onely, or in counselynge of the falfe workemanshyp of other of the sayde artyficers in the sayde citie and countie, That the mayre of the sayde cytye, for the tyme beyng, and the sayde stewarde or one of thē,

at suche

at ſuche tyme as he ſhall thynke conuenient, ſhall call before hym the ſayd .xii. artificers, or the greateſt parte of them, and charge them to be ſworne to make ryghte full ſerche as well in the ſtuffe as in all the worckynge of the wollene by the ſayde .viii. wardeyns hereafter to be wrought and made. And that the ſayd wardens ſo founde defectife, or in execucõ of theyr office in ſerche of al other of the ſame artificers within the ſayd citie & countie, or in theyr owne ſtuffe or workmanſhyp, ſhalbe corrected by the ſame maire or ſtewarde in ſuche forme as other offenders of the ſame crafte ought of right to be corrected. And that the ſayde wardens and euery of them in euery pte of the ſayd cytie of Norwych, and els where in the counties of Norf. Suff. and Cambrydg at all tymes cõuenient, ſhall haue power to ſerche al maner of worſtedes and the ſtuffe of them, as well within the lomes as out of the lomes, wrought within the ſayd citie of Norwyche or countie of Norfolke. And if any man before the ſayde mayre and ſtewarde or any of them, be therof founde defectyfe by theyr diſcreeyon he ſhalbe corrected. And the worſted and ſtuffe founde in maner and forme aforſayde defectyfe, ſhalbe forfayte. The one halfe of ſuche forfayture founde in the ſayd citie of Norwyche to be to the mayre of the ſame citie, and founde in any other place, to the mayre or baylyffes of the cytyes burghes and townes, or to the chyefe lordes of the fee of and in ſuche place as ſhall happen any ſuche worſtedes and ſtuffe by the ſayd wardens or by any of them by any cauſe aforſayd to be foũde defectyfe or forfaytable. And the other halfe to the wardens of the ſayde crafte for the tyme beynge. And that no man of the ſayde crafte make any worſted, onles he put his propre marke fyxed or wouen vpon the ſame by thordinaunce of the ſayd wardens, or els the ſame worſted to be forfaite to our ſayde ſoueraigne lorde the kynge. Moreouer for the full reformacion of the diſceyptes and fallitie aboue reherſed by thauctoritie aforſayde, it is ordeyned and enacted, that the ſayd eyght wardens the ſayd monday nexte after Corpus chriſti yerely, incontinently after theyr charge aboue recited, before the ſayde mayre and ſtewarde or one of them, ſhall aſſygne incontinently a certeyn place or two within the ſaid citie, and certeyn dayes by the weke, And an other certein place or two or more if they thynke it neceſſarie in the ſayde countie of Norfolke, and certeyn dayes by ỹ weeke, for the yere than nexte folowynge, to thentent that euery pece of worſted, whiche in the ſame yere ſhalbe ſet to ſale, ſhalbe brought before the wardens of the ſayde crafte for the tyme beinge, to one of the ſayde places ſo by them aſſigned, to thentent that as well thartificers of worſtedes, as the ſayde wardens may certaynly knowe the place where the ſayd worſtedes may duely and ryghtfully be ſerched. And if the ſayd wardens fynde the ſayd worſtedes by theyr ſerche well and lawfully made, that than ſuche a marke or token ſhalbe ſet by the ſayde wardens or by one of them, without fyne or fee vpon the ſame, ſo that all byers may well knowe, whiche pece is ſufficiently & ryght fully ſerched and wrought. And that the ſayde ſerche ſhall as well extende to the ſtuffe of the ſame, as to the ſufficient makyng. And ſuch as they ſhal fynde defectife, that the mayre of the ſayd cytye and ſtewarde of the ſayde duchie,

or one

or one of them for the tyme beinge, by thassent of the sayd wardens and.xii. artificers, shall haue power by this acte to set therin suche correction as to them shall seme reasonable. And for euery peace of worsted solde, nat marked after the fourme aforsayde, that the fyrste seller therof shall forfaite the pryce of the peece so by hym solde, to our soueraygne lorde the kynge. And that all ordinances actes and grauntes made or to be made in prejudice or contrarie to the premysses concernynge worstedes, be voyde and of none effecte. And that all mayres sherynes and baylyffes, and all other officers shalbe attendynge aydynge and supportynge to the sayd wardens, in theyr serche, as often as they or any of them shalbe by the sayde wardēs or any of them reasonably required.

Cap.ii. Clothes made in Lyston Tauestoke & Rowburghe.

¶Item it was shewed to our sayd souerayngne lorde the kynge in the sayd parlyament, by thynhabytauntes and resydentes of the hūdredes of Lystō Tauestoke & Rowburghe, within the countie of Deuonshyre, that where as in the last parlymēt begonne at westminster the.xxix. daye of Aprill, the thyrde yere of his reigne. And by diuers prorogacions and adiournemētes contynued tyll the.xxi. day of Januarie, in the.viii. yere of his reigne, amonges other thynges it was ordeyned by auctorite of the same parlimēt, that no person, whiche shulde make any wollen clothe to sell from the feaste of seynt Peter called ad vincula thanne next folowynge, shulde not put in or vpon the same cloth any flockes in any wyse, vpon payne of forfayture of the same clothe, wherin any flockes shulde be put or myxte, as by the sayde ordinance more playnly appereth. By whiche ordinance the sayde inhabitauntes beynge within the sayde hundredes, were lykely to be vndone, bycause that they haue continually vsed fro the tyme, wherof is no mynde, to myxe and put flockes in the clothe made there of the wolle growyng within the same hundredes, without which flockes they myght not nor coude make any clothe there to selle by reason of the grosnelle and stobernelle of ỹ same sayd wolle. For ỹ same wolle is not put in clothyng nor clothe in any parte of this realme, so that our souerayne lorde the kynge by the sayd ordynāce shall lose his customes aulnage and all other profytes perteynynge and belongynge to hym of the sayde clothe made in the sayde hundredes. And the inhabytauntes aforsayde for euer shalbe vtterly empouerysshed and lyke to be destroyed, onles a reformacion be had in the premysses. Our souerayne lorde the kyng (the premysses consydered) by thaduyse & assent of the lordes spirituall and temporall, and the comons in this present parlyment assembled, and by thauctorite of the same hath ordeyned, that all the sayde inhabytantes and resydētes in any places within the same thre hundredes, may make and cause to be made all maner wollen clothe of the sayde wolle, and to the same laufully put and do to be put such quātite of flockes as shalbe nedefull & profytable to the maker and owner of the same clothe. And that all the clothes after suche fourme to be made with flockes within the sayde thre hundredes & euery of them, may be bought & solde at al times without any impechynge or domage of any pson, and without forfaitynge of any of the sayde clothes, notwithstandynge the sayde ordinaunce above rehersed.

¶Item

Cap.iii. ¶Item it was shewed in the sayd parlyment by the commens, that where as in diuers partes within this realme marchantes aswell straungers as denysens haue dayly vsed to bye wollen yarne by the poundes and other weyghtes in dyuers markettes and feyres, wherof clothe shulde be made, And haue vsed to bye rawe clothes not fulled, And the same yarne & rawe clothes so not fulled, dyd carye beyonde the see. For all whiche yarne and clothes vnfulled our soueraigne lorde the kynge dyd take no maner custome, awnage, nor none other profytte nor auayle, where if the sayde yarne were wouen, and the sayde clothes fulled within this realme, the kynge shulde haue the custome and auantage for the same. And weauers and fullers of the sayde realme shulde be well occupyed. For defaute wherof the kynges liege people be gratly hurte and impouerysshed. And straungers therby the better occupyed and enryched, wherfore our sayde soueraygne lorde the kynge, by the assent of the lordes spirituall and temporall, and at the requeste of his commens in the sayd parlyment assembled, and by thauctorytie of the same, hath ordeyned and establisshed, that no person denysen or straunger, from the feaste of thassumpcion, whiche shalbe in the yere of our lorde god. M.CCCC. lxviii. shall cary or cause to be caryed in to any parties beyonde the see any wollen yarne or clothe not fulled, but that the wollē yarne, which shalbe made after the same feaste in this realme, shalbe wouen in the same realme. And also all clothe therin made, after the sayde feaste, shalbe fulled and fully wrought within the sayd realme, before that it be had & caryed out of this realme, vpon payne of forfayture of the very value of all suche yarne vnwouen and clothe not fulled had or caryed out of this realme. The one halfe of the same forfaiture to be leuyed to the kynges vse, and the other halfe therof to hym or them that espyeth or maketh proffe of any suche vnwouen yarne or clothe not fulled after the sayd feaste to be caried to any place beyonde the see.

Wolles yarne.

Clothes not fulled caried beyonde sea.

Cap. iiii. ¶Item by thaduise assent & auctorytie aforsayd it is ordeyned, that euery graunt, relees, confyrmacyon, and restytutyon made and graunted by the kynge in fee symple or fee tayle, to any person or persons after the .iiii. day of marche, the fyrste yere of his reygne, of any maner or maners landes or tenementes with they^r appurtenantes, wherunto the sayde person or persons, before the tyme of euery suche graunt, relees, confyrmacyon, or restitution to hym or them so made, had in or to the same ryght or tytle, shalbe of suche force and effecte as they were before the begynnynge of the sayde parlyment. Any acte made or to be made in the same parlyament, notwithstandynge.

Grauntes.

Cap.v. ¶Item by thaduise assent and auctorytie aforsayde it is ordeyned, that all landes, tenementes, hereditamentes, and other possessions, whiche the fyrst daye of Marche, nerte before the fourth daye of Marche the fyrste yere of the kynges reygne, were holden by fealte and rent, or other seruices, of any person or persons not atteynted, whiche landes, tenementes, hereditamentes or other possessions, the fourthe daye of Marche in the fyrste yere of the kynges reygne, or any tyme after came in to the kynges handes or

Atteynder.

possession

possession by reason of any attaynder of treason. And after passed from the kynge by any of his letters patentes, to any person or persons, or hereafter shall passe from the kynge by any of his letters patentes to any person or persons, that the same person and persons, and euery of them, & euery their heyre and heyres, assignee and assignees, successour and successours, shall haue percepue and take suche rent and rentes, as to any of them were due and oughte to be due of the same landes tenemētes, hereditamētes or other possessiōs, or any of them, beinge in the handes of any other persone or persones than the kynge, as if the sayde attaynders had not ben had. And that it shalbe lawfull to euery person or persons not attaynted, and to euery of them, and to euery of theyr heyre or heyres, assygnee and assygnees, successour & successours, in the same landes, tenemētes, hereditamentes, or other possessions, beyng in the handes of any other person or persons than of the kyng, for the sayd rent or rentes to distreyne, after suche maner and fourme as they and euery of them myghte haue done, if the same attaynders had not ben had. This acte to be in his force the fyrst day of this sayd parlimēt.

Here followeth the statute made at westmynster in the .viii. yere of the reigne of kynge Edwarde the fourthe.

OVr soueraigne lord the kyng, Edwarde the fourth after the cōqueste, at his parlyment begonne at westminster the thyrde day of June, the seuenth yere of his reigne. And by dyuers prorogacyons and adiournementes continued tyll the .xii. day of May, the .viii. yere of his reigne, The same .xii. day by thaduyse and assent of the lordes spirituall, and temporall, and at the especyall requeste of his commons in the same parlyment assembled, hath ordeyned and establysshed diuers statutes and ordynances in fourme followynge.

Cap. i.

Fyrst bycause it was shewed in the sayd parlyment, by the cōmens there beynge, concernynge the clothmakers and inhabytantes within the coūtie of Northfolke, Suffolke, and Essex, that where as longe tyme passe there hath ben a good cōmon vsage within the same coūties, by the clothmakers there, that dyuers wollen clothes called brode set clothes, and other called strepte set clothes, that is to say, the sayd set brode clothes euery cloth to cō teyne after theyr sufficient workmāshyp therto required redy to sale .xxviii yardes and .xxviii. ynches in length by the creste, and in brede .viii. quarters wythyn the lystes directly from one ende of the clothe to the other ende of the same. And euery clothe of the sayd set brode clothes so made redy to sale to weye .xxxviii. li. at the least or more. And the sayd clothes called strept set clothes to conteyne after theyr sufficient & ryghtful workemēshyppe therto required redy to sale, in length .xiiii. yardes and .xiiii. ynches measured by the lyste. And in brede .iii. quarters & di quarter of a yarde within the listes directly from one ende to the other. And euery clothe of the sayde strepte set clothes so made redy to sale, to wey .ix. li. and di at the least or more, wherby the sayd clothemakers and inhabitantes in the sayde counties dyd greatly

wollen clothes called brodes set clothes.

prosper,

profper, and had great profite and good vtterance of the fayde clothes and the kynge greatly encreaced in his cuſtomes, tyll nowe late that diuers and many of the inhabitantes and clothmakers within the fayde counties, by ſubtyll immagynacion craffte and colluſyon dyd and nowe dothe make clothes there, namyng ſome of them broode ſet clothes, and ſome of them ſtreyt ſet clothes. The whiche ſo named broode ſet clothes, the cloth palleth not the length of .xxvi. yardes, and ſome leſſe, & in brede no more but .vi. quarters, & ſome leſſe. And in weyghte not aboue .xxviii. li. and ſome leſſe. And the fayde clothes called ſtreyte ſet clothes, the clothe palleth not the length of .xvi. yardes, and ſome leſſe, and in brede but halfe a yarde and di quarter of a yarde and ſome leſſe. And in weyghte not ouer .viii. li. and ſome leſſe. By reaſon of whiche diſceiptes, aſwel in the vndue workemanſhyp, as in defaute of legth brede and weyght, the fayde clothmakers and inhabitantes within the ſaid thre counties, haue not had nor may haue vtterance in to ſtraunge parties nor to haue profite of the ſayd clothes made after the fourme aforſayde, bycauſe of ꝑ not due makyng aforſayd, to the great damage & vtter vndoinge of the faythful clothmakers inhabytyng within the fayde counties, & great damage to the kynge of his cuſtomes and deuoyres in this behalfe. Our fayde ſoueraigne lorde the kyng (the premiſſes conſydered) by thaduiſe and aſſent of the lordes ſpirituall and temporall, and at the requeſt of his cõmens beinge in the fayde parlyment, & by thauctorite of the ſame, hath ordeyned and eſtabliſſhed, that all the fayde clothes called broode ſet clothes, & ſtreyt ſet clothes, and euery of them, whyche ſhalbe made within any of the fayde counties after the fyrſt day of Auguſt, whiche ſhalbe in the yere of our lord god .M.CCCC.lx viii. ſhalbe ryght fully made in the fourme enſuynge.

That is to ſay, euery of the fayde clothes called broode ſet clothes, after they be ſufficiently perfytly and ryghtfully made, cleane ſkoured, fully ſerched, and redy to ſale, ſhall conteyne in lengthe .xxviii. yardes, and .xviii. ynches meaſured by the creſt, and in brede .iii. quarters within the lyſtes directly from one ende of the ſaid clothe vnto the other. And euery of the ſayd broode ſet clothes after all the ſayd ſufficient and perfyte workmanſhyp, clene ſkowyng, and full ſerchynge, and made redy to ſale ſhal weye .xxviii. pounde at the leaſt. And alſo that euery of the ſayd ſtreyt ſet clothes, whiche ſhalbe made in any of the fayde counties after the fayde fyrſt day of Auguſt, after all maner ſufficient perfyt and ryght workemanſhyp, clene ſkowyng, & full ſerche, and redy to ſale, ſhal cõteyne in length .xiiii. yardes and .xiiii. ynches meaſured by the lyſte, and in brede .iii. quarters and di. quarter of a yarde within the lyſtes directely from one ende to the other. And euery of the ſayd ſtreyt ſet clothes after all the ſayd ſufficient & perfyte workemanſhyp, clene ſkowynge, and full ſerchynge, and made redy to ſale, ſhall weye .ix pounde and di. at the leaſt. And that all the fayde clothes, called broode ſet clothes & ſtreyt ſet clothes, whiche ſhalbe made within any of the ſayd counties after the fayde fyrſte day of Auguſt, of ryght and perfyte workemanſhyp, accordynge to this ordinauns, ſhalbe ſealed by the kynges anluegour or ſealer, Anluegour. with the ſeales of the ſubſydye and awnage within euery of the ſayd counties therfore

tyen therfore ordeyned pyuted in ware. And that no persone or persones, after the sayde fyfte daye of August, shall offre nor put to sale anye of the sayde clothes, called brode set clothes or strept set clothes, not beynge full length brede and weyght, or not tiene sowed or fully fetched accordynge to this ordinans, vpon peyne of forfayture of the same, the one halfe therof to thuse of our said souereigne lorde the kyng, & the other halfe therof to the partie that shall espye & seyse the same. And that no person or persons after the sayd fyfte day of August, shall tache packe or cary any of ỹ sayd clothes, called brode set clothes or streyte set clothes, out of any of the sayd cowties, onles the same be sealed by the kynges aulnegour or sealer, after the maner aboue ordeyned by this ordynaunce, vpon peyne of forfayture of the same, The one halfe to the kynge, and the other halfe to the partye whyche shall espye & seyse the same. And yf any aulnegour, or any of his deputies within any of the sayde counties, shall seale any of the sayd set clothes, not conteynynge the same length brede & weyght aforesayd, that than he shall forfayt for euery brode cloth so sealed. vi. s. viii. d. And for euery of the sayde streyt set clothes so sealed. xx. d. The one halfe of the same forfayture to be payde to thuse of our sayd souereigne lorde the kynge. And the other halfe to him that wyll sue for the same by action of dette by wrytte or bylle in any of the kinges courtes at his election that will sue in this behalfe. And in the same action to recouer ouer and beside the sayde forfayture, suche costes and damages as be commonly vsed in an action of det sued at the common lawe.

¶ Item our sayde souerayngne lorde the kynge remembrynge that where in tymes paste dyuers statutes haue bene made for the punyshement of suche persones, whiche gyue or receyue lyuereys, with dyuers peynes and forfaytures comprysed therin: And that yet dyuers persones in great nombre, hauynge no drede of the sayd peynes and forfaytures, do dayly offende agaynst the fourme of the same: By the aduyse and assent of the lordes spyrytual and temporal, and at the prayer of the cõmens of this realme, beyng in the sayde parlyament, and by auctoryte of the same, hath ordeyned and establyshed, that all statutes & ordynaunces made before this tyme agaynst any persons for gyuyng or receyuing of lyuereys and badges, shalbe fully obserued & kepte. And moreouer that no person, of what estate degre or condicion ỹ he be, by him selfe or any other for him, frõ the feast of the Natiuite of saint John Baptist, which shalbe in ỹ yere of our lord god. M.cccc.lxviii shal gyue any suche lyuerey or badge, or retayne any person other thã his ineynyall seruaunt officer or learned man in the one law or the other, by any wrytynge, othe, or promysse, and yf anye do the contrarye, that than he shall renne in peyne and forfayture for euery suche liuerey or badge gyuen. C.s. and the reteigner or taker of suche othe wrytynge or promysse, or retaygned by indenture, for euerye suche retaygnynge or takynge of any suche othe or promysse or retaygnynge by indenture, shall incurre the peyne and forfayture of. C.s. for euerye monethe that any suche persone is so reteigned with hym by othe wrytynge indenture or promysse. And also that euerye persone so retaygned by wrytyng indenture othe or promysse, for euery such moneth

Cap. iiii.

Lyuereys.

Badges.

Reteynynge.

that he is so reteigned, shall forfayte x^li. &c. s. And moreouer the kyng by thaduyse assent & auctoryte aforsayd hath ordeyned & establysshed, that as wel before the king in his benche, as before the Justices of the comon place Justices of peace in theyr sessions, Justices of oyer and termyner and iayle delyuerey, The kinges Justices in his cōtie palantine of Lancaster and Chester for the tyme beyng, in euery of those the kynges courtes aforesayd, before them or any of them, And in the regalye & courte of the archebysshop of Yorke in Heramshyre before the Justices there, And in the courte of the bysshop of Durham in the cūtie palatyne of Durhame, before his Justices there, euery person that wyl sue or complayne agaynst any plone or psones offendyng or doynge agaynst the fourme of this ordynance, or any other of the premysses, shalbe admytted by the discretyon of the iudges in euerye of the sayde courtes to gyue informacyon for the kynge therin of anye of the premysses within the iurisdiction of euerye of the sayde courtes done or cōmytted. And euerye suche informar, yf he wyll, shalbe admytted to sue for the kinge and hym selfe actions or action vpon the same by informacyon to be gyuen or made in any of the sayde courtes, agaynst as many suche offenders in one bylle or informacyon to be named as lyketh hym, whyche so informeth. And this informacyon so gyuen shall stande and be in stede of a bylle or original writte. And that therupon all suche proces shalbe had and made, as is had and made vpon an original wrpt of trespas done agaynst the kynges peace. And yf any of thoffenders be present in anye of the sayde courtes, he by the cōmandement of euery of the iudges in the same courtes shalbe brought in & put to answer to suche bylle or bylles by suche informacyon, by an othe fyrst to be made vpon a boke by the informar before any of the sayd iudges, that his cōplaynt is rightful without any other or further proceste therin. And that the same iudges and euery of them in euery of the sayd courtes shall haue power in theis seuerall iurisdiction, to examyne all persones defendauntes and euery of them, vpon euery suche informacyon, and to iudge hym or them conuicte or attynted alwel by such examinacion as by tryall, as the cale requirethe, after the discretyon of the iudges, And also shalbe charged by the iudgement in the same to the persone complaynaunt or informer in this behalfe, of all the costes had in the same by the discrecyon of the iudges and iudge in the same. And also the same partie cōplaynant to haue the one halfe of the sayd forfaytures, & the king the other halfe. And all suche execution to be had for the informer in this behalfe, as is had or ought to be had in recoueries of dette or trespas at his pleasure. And that no protection nor elloyn be allowed vpon any suche informacyon. And that no sherysse or cozoner retourne vpō any defendant being a person suffycient, in any suyte grounded vpon any of the premysses returned sufficient, any lesse yssues than xx. s. at the fyrst daye of the distres: and at the seconde day, xxx. s. and at the thyrde day, xl. s. and so at euery daye after, more by x. s. in yssues. And yf anye sherysse or cozoner do the contrarie, that than he shall forfayte for euery suche returne agaynst the fourme aforsayd. xx. s. And also by thaduyse assent and auctoryte aforsayde it is ordeyned, that in euery

Justices.

Sherysse.

euerye cytie, burghe, towne, and porte of this realme corporate, wherin the mayre, sheriffes, sheriffe, baylyffe or bayliffes: or other chyefe officer of such cytie burghe towne or porte, haue power to here and determyne personall pleas: the same mayre, sheriffes, sheriffe, baylyffe or baylyffes, or chyefe officer, in the courte holden before them or any of them, within any suche cytie, burghe, towne, or porte, shall haue all lyke and suche auctorytie to resceyue suche informacyon, as to here and determyn as well by examynacion as by tryall by theyr discrecyon, all thynges done concernynge the premysses, by or to the inhabytauntes within the iurisdictyon of the same courte, And to make and put this ordynaunce in execucyon in lyke maner and fourme as is aboue ordeyned. And that our soueraygne lorde the kyng shall haue the one halfe of the forfayture, And the informer therin, & the mayre, sheryffes, sheryffe, baylyffe or baylyffes, or chyefe officyer of suche cytie, burgh, towne, or porte, to haue the other halfe equally to be deuyded betwyxte theym: Whereof the parte pertaynynge to the mayre, sheryffes, sheryffe, baylyffe or baylyffes, or chyefe officyer, shalbe applyed to thuse of suche cytie, burghe, towne, or porte. And that all retaynynges, and euery retaynyng by indenture or other wrytynge othe or promys of any person made before the sayde feast, other thā to be meynyal seruātes, or officer, or of his counsel, or for lawfull seruice done or to be done, shal be from the sayd feast vtterly voyde & of no force nor effecte. Also it is ordeyned and establysshed, by thadvise assent and auctorytie aforesayde, that our souerayne lorde the kynge shall haue the one halfe of all the sayde peynes and forfaytures in maner and fourme before ordeyned: Except in cyties, burghes, townes, and diuers other places, where any person or persons haue by reason of theyr prynileges, lyberties, fraunchyses, or grauntes, lyke forfaytures and peynes: And that euery suche persone or persones shall haue the halfe of the sayde forfaytures and peynes, made by this acte, accordynge to theyr prynileges, liberties, fraunchyses, and grauntes, as the kynge shulde haue, yf the sayde prynileges lyberties fraunchyses and grauntes had not bene had graunted nor made: Prouided always that this acte extende not, nor be prejudicial to any gyfte graunt or confirmacyon made or to be made of any fee, annuytie, pencyon, rente, landes, or tenementes, by the kinge or any other persone or persones, to any person or persons for their counsell gyuen or to be gyuen, and theyr lawfull seruice done or to be done, and for none other vnlawfull cause, nor none other vnlawful entent: although that the person or persons, to whom suche gyfte graunt or confirmacyon is or shalbe made, be not lerned in the one lawe or in the other. Also this ordeyned by thadvise assent & auctorytie aforsayd, that euery suche gyfte graūt, or confirmacion shalbe of lyke force and effecte, and as good effectuall & auaylable, as they and euery of them were, yf this acte had not ben made. And by ỹ sayd auctorytie it is ordeined, that no exigende shalbe awarded by any of the Justices for the tyme beyng within the sayde counties palantine of Lancaster and Chester, or eyther of them, or in the sayd bishoprych of Durham, agaynst any person or psons, vpon any informacion, suite, or processe to be made by force of this ordinaūce

Exigende.

and statute. And if any erigende be awarded, or an outlagarie therupō pro-
nounced in anye informacyon supte or procelle to be made by vertue of this
ordynaunce as before is sayde, that than suche outlagarie shalbe vtterlye
voyde and of no force nor effecte, without any supte by writte of errour or
other wyse. Prouided also that this ordinaūce do not extende to any lyuerey
gyuen or to be gyuen at the kinges or quenes coronacion, or at the stallacō
of an archebyshop or byshop, or erection creacion or mariage of any lorde
or lady of estate, or at the creacyon of knyghtes of the Bath, or at the com-
mencement of any clerke in any vniuersytie, or at the creacyon of sertantes
of the lawe, or to gyue by any gylde fraternitie or mysterye corporate, or by
the mayre and sheryffes of the cytie of London, or any other mayre sheryffe
or other chefe officer of any cytie, burghe, towne, or porte of this realme of
England, for the tyme beynge durynge that tyme, and for executynge theyr
offices or occupacion, nor to any badges or lyueries to be gyuen in defens of
the kynge, and of this his realme of England, nor to the constable and ma-
reschal, nor to any of them for gyuynge any badge lyuerey or token for any
feates of armes to be done within this realme, nor to anye wardeyns of the
marches towarde Scotlande for any lyuerey badge or token for them to be
gyuen from Trent northwarde, at suche tyme only as shalbe necessarye to
leuey people for defence of the sayde marches or any of them.

London.

Cap. iii.

Myddelsex.

Item it was shewed by the sayd commens in the sayd parliament, on the
behalfe of the free holders dwellynge within the countye of Myddelsex,
within which cōtie there be yerely many actions sued & tryals had by .xii.
men, whiche be within manye other countyes of this realme, caused by the
sessyons of all the kynges courtes holden and remaynyng at westmynster
within the sayd cōtie, so that in euery actyon lopned to an yssue in the sayd
cōtie, some of the sayd free holders be empanelled, to theyr great vexacyō,
and also beyndes the sessyons of peace holden within the sayde countye, by
inquisicions of the kynges benche, and vpon the delyueraūs of prisoners
there, and by actions vpō patentes and tayles sued in the kinges escheker,
and to sheryffes and other accomptantes, theyr deputies & attourneys, sur-
myses called shewed & yssues therupon lopned and taken, the same tenantes
alwaye empanelled therupon be importunatly vexed greued and impouc-
rysshed. And (whiche more hurte is) whan they be empanelled in dyuers ac-
tions personels. And the Venire facias and Habeas corpora returned, a de-
lay by essoyne or defaute is by the lawe allowed to the partye playntyfe or
defendant: and thoughe some of them, whiche be impanelled, wolde appere,
yet the Jurie shalbe not be demaunded, but all theyr defautes without de-
maundynge (be it amerciament or yssues to vpon them returned) shalbe en-
tred, no defaute beynge in them, whiche is agaynst reason. Our soueraygne
lorde the kynge (the premysses considered) by the aduyse of the lordes spiri-
tuall and temporal, and at the request of his comens in the sayd parlyament
assembled, and by auctoritie of the same, hath ordeyned, that euerye iurour,
from the feast of the blessed Trinitie next comyng, that shalbe impanelled
and returned within the sayde countie of Myddelsex, in any of the sayde

Jurye.

courtes,

courtes, in any of the sayd actiõs, at euery fourth day of the returne therof shalbe demaunded and called. And that all persones impanelled in anye of thole that doth appere at the same day, their apparaũce shalbe recoꝛded and there entred by the court, and they shal not be amerced noꝛ losse any ysslues the same daye in that suyte. And it is oꝛdeyned by the same auctoꝛytie, that euery defaute elloyne & euerye other delaye of any persone pleyntyfe oꝛ defendant in any suche personall actyon by the law hertofoꝛe vsed, by this oꝛdinans shall not be pꝛeiudiced noꝛ take away in any maner, but to be adiuged adiourned and allowed in as ample and large foꝛme, as they were defoꝛe the makynge of this statute, This oꝛdynance notwithstandynge.

¶ Item where as in the. xiiii. yere of the reygne of kynge Edwarde the thyꝛde, pꝛogenitour of our soueraigne loꝛde the kynge that nowe is, it was oꝛdeyned, that no sheryffe shulde abyde in his office ouer a yere. And in the xiii. yere of the reygne of the same kinge Edwarde the thyꝛde, it was oꝛdeyned, that no sheryffe, noꝛ vndersheryffe, noꝛ sheryffes clerke, shulde abyde in his office ouer a yere, whyche oꝛdynaunces amonges other in the. xviii. yere of the reigne of the late pꝛetensed kynge in dede & not of ryghte Henry the syxte, in the full parliament were rehersed, and by auctoꝛytie of the same it was oꝛdeined, that if any sheryffe, vndersheryffe, oꝛ sheryffes clerke other than in the same oꝛdinaunces was excepted, shulde occuppye thoffyce of sheryffe, vndersheryffe, oꝛ sheryffes clerke, contrarye to anye of the sayde oꝛdynaunces, that than he that so shulde occuppye shulde foꝛfayte the summe of CC. poundes. And that euery pardon fromthensfoꝛthe to be made of suche foꝛfayture of the sayd somme shulde be voyde and not auayliable. And that euery lyege man, that wolde sue foꝛ the same summe foꝛfayte against him oꝛ them, whiche so shulde foꝛfayte, shulde be resceyued and admytted to sue an actyon of dette in his owne name: The kynge to haue the one halfe of that that shulde be recouered by the said action, and he oꝛ they that so wolde sue, to haue the other halfe therof, as in the sayd oꝛdinance, made the sayd. xviii. yere doth moꝛe fully appere. Contrarie to whiche oꝛdinaunces dyuers sheryffes, vndersheryffes, & sheryffes clerkes, of diuers coũties of this realme, in the fyꝛste seconde and thyꝛde yeres of the reygne of our soueraigne loꝛde the kynge that nowe is, than beyng in this realme great trouble, and peace than not fully stablysshed, dyd occupie ouer a yere, some of them by a greatter space ouer a yere, and some by a lesse, caused in dyuers partyes of this realme by the said trouble, and in some parties because that none other sheryffe was oꝛdeyned by longe space after the yere past: Our sayd soueraigne loꝛde the kynge, by thaduyse and assent of the loꝛdes spirituall and temporall, and at the request of his cõmens in the sayd parliament assembled, and by auctoꝛitie of the same hath oꝛdeyned & stablysshed, that no maner person being sheriffe, vndersheriffe, oꝛ sheriffes clerke, of any coũtie of this realme the fyꝛste seconde oꝛ thyꝛde yere of his reygne, oꝛ anye tyme oꝛ space within the same, foꝛ thoccupacion of thoffyce of sheryffe, vndersheryffe, oꝛ sheryffes clerke, in the thꝛe yeres oꝛ any parte oꝛ space within the same oꝛ of the same, oꝛ any of the same, aboue a yere, althoughe theyꝛ occupacyon were agaynst

Cap. iiii. Sheryffe. Pardon.

thoꝛdinances befoꝛe rectited, noꝛ none of them be dãpnyfied, noꝛ in any wyſe hurte by any action peyne oꝛ foꝛfayture in the ſame ordinances oꝛ in any of them compꝛiſed, at the ſuite of our ſayde ſouerayngne loꝛde the kynge, noꝛ at the ſuyte of any of his lyege people, but that the ſame ſheryffes, vndeꝛſheryffes, & ſheryffes clerkes, and euery of them, of and foꝛ euery peyne action and foꝛfaiture purſued oꝛ to be purſued, leueyed oꝛ foꝛfaited of them oꝛ any of them by our ſayde ſouerayngne loꝛde the kyng, oꝛ any of his lyege people, foꝛ theyꝛ occupitnge of the ſayde thꝛee yeres, oꝛ any ſpace oꝛ tyme within the ſame, be quite and diſcharged foꝛ euer by this acte. The ſayd oꝛdynaunces oꝛ any of theym made befoꝛe this tyme notwithſtandynge. Yet neuertheles the ſame oꝛdinances and euery of them ſhall remayne in theyꝛ ſtrength and foꝛce agaynſte all ſheryffes, vndeꝛſheryffes, and ſheryffes clerkes, foꝛ theyꝛ occupacion of all other yeres than the ſayde thꝛe yeres as afoꝛeſayde, as the ſame oꝛdynaunces were befoꝛe this acte made.

Shyꝛeffes clerke.

Here begynneth the ſtatute made at weſtmynſter in the xii. yere of the reigne of kynge Edwarde the fourthe.

AT the parlyament holden at Weſtmynſter, the. vi. daye of October, in the. xii. yere of the reygne of kynge Ed. the. iiii. after the conqueſt, Our ſayde ſouerayne loꝛde the kynge to thonour of god, and foꝛ the welthe of hym and of his realme by thaduyſe and aſſent of the loꝛdes ſpiritualli & tempoꝛall, and at the requeſte of his commens in the ſame parlyament aſſembled, & by auctoꝛytie of the ſame, hath oꝛdeyned & eſtabliſhed certeyn ſtatutes and oꝛdynaunces in fourme folowynge.

Cap. i.

Shyꝛeffes.

CFyꝛſte where as by a ſtatute made at Weſtmynſter, in the. xviii. yere of the reygne of kynge Henry late in dede and not of ryght kyng of England, called kynge Henry the fyꝛſte, it was oꝛdeyned, that no ſheryffe ſhulde occupie his office of ſheryffe aboue a yere, vpon peyne of two hundꝛed pounꝺes: Excepte certayne perſones in the ſayde ſtatute excepted, as in the ſame is moꝛe playnely eſpecyfyed. Dyuers and many of the kynges lyege people haue bene greuouſly endamaged and greatlye delayed of theyꝛ ſuytes and pꝛoceſſes euery yere in the terme called Mychel terme, as foꝛ theyꝛ actyons wꝛyttes and pꝛeceptes to be returned within the ſame terme, after the fyꝛſte daye of the moneth of Nouembꝛe, becauſe that the kinges letters patentes, wherby anye ſheryffe is made, do mooſte comonly bere date the fyꝛſte day of Nouembꝛe. And though it ſo be, that the new ſheryffes be yerely choſen the moꝛowe after the feaſte of Allſoules, of whiche newe ſheryffes ſo choſen and appoynted, dyuers of them haue refuſed, and dyuers of them haue not had theyꝛ patentes, noꝛ taken theyꝛ othe, tyll long tyme after thende of the ſayd Mich. terme by reaſon wheꝛof diuers of the kinges liege people and ſubiectes be greatly endamaged and delayed of theiꝛ ſuytes pꝛoceſſes and pꝛeceptes, which ſhulde be returnable in the kinges courtes at ỹ dayes of the returne within the ſame terme after the fyꝛſte day of Nouembꝛe, that is to ſay, at the dayes of returne called Craſtino Martini, Octabis Martini, & quindena Martini,

Martini, bycause that the olde sheryffes durst not nor wolde not take vpon them to returne any wryt or precepte after ỹ yere, that his patent dyd beare date for drede of the peyne conteyned in thaforsaid statute, to the great losse aswell to the kynge of that that shulde growe to hym by reason of the sayde processes, as to his lyege people, by delayes whiche they therby haue: It is ordeyned by auctorytie of thaforsayd parliament that yf any sheryffe of any cõtie do execute or returne any writte precepte or warant in any of the said courtes of the kynge, within the sayde terme called Michell terme, after the vi. daye of Nouembre. And before any wryt of discharge delyuered to hym of his occuppeng of sheryffe wyke, he shall not be damnifyed by force of the sayde statute, nor charged of the peyne aforesayde, although that he hath occupied thoffyce of sheryffe, before any of the sayd dayes of returne called Crastino Martini, Octabis Martini, or quindena Martini.

Returne of wrytes.

Luke. xvii. C. iiii. Ca. iiii.

Item because that our soueraygne lorde the kyng by a peticyon delyuered to hym in the sayde parlyament by the cõmens of the same hath perceyued, that great scarsytie of bowstaues is nowe in this realme, and the bowstaues that be in the realme, be solde at an excessyue pryce, wherby the feate of archerie is greatly discontinued and almoost lost: Our soueraygne lorde the kynge consyderynge the premysses, by the aduyse assent and auctorytie aforesayd, hath ordeygned and stablysshed, that euery marchaunt straunger, and euerye or any of theyr factours, attourneys, or seruauntes, whiche at anye tyme after the feaste of sapnt Mychell the archaungell nexte commynge, shall brynge sende or conueye into this lande any marchaundyse in carracke, galey, or shyppe of the cytie or countrey of Uenyse, or of any other citie, towne, or countrey, from whens any suche bowstaues haue ben before this tyme brought sent or conueyed into this lande, at euery tyme of theyr bryngyng sendyng or cõueyeng of any suche marchãdises into this realme: shal bryng sende or conuey into this realme, with the sayd marchandises, in the same carracke galey or shyp, wherin any such marchandises shalbe hereafter brought sent or conueyed, for euery tonne weyghte of suche marchandyse, whiche hereafter shalbe conteyned in euery carracke galey or shyp. iiii. bowstaues, vpon peyne of forfayture to the king for euery defaute of brynggynge of euerye suche bowstaffe. vi. s. viii. d. And also the sayde bowstaues so to be brought sent or conueyed by the sayd marchauntes, theyr factours, attourneys, or seruantes into this realme, shalbe serched & surueyed by the mayres, sheryffes, baylyffes, or chyefe gouernours of such cyties or townes within this realme, where any suche carracke, galey, or shyp shall hereafter come to safe porte. And the said mayres, sheryffes, baylyffes, or chiefe gouernours to assigne. ii. men moost experte, to serche the sayde staues. And the sayd two men to be sworne by the said mayres, sheryffes, baylyffes, or chiefe gouernours, to thentent that they shall truely and indifferently marke the staues that be not good and suffycyent, after the maner as suche staues in tymes past were wonte to be marked, to thentent that all the kynges lyege people maye haue knowlege of them without fraude.

Cap. ii.

Bowstaues.

Venece.

Item where as in the parlyament holden in the. iii. yere of the reygne of

Cap. iii.

Warke that

the sayd acte of parliamẽt of the graũt of the subsydie in the thyrd yere of kyng Ed. the fourth was neuer yet put in any boke.

our sayde soueraygne lorde the kynge, the comens of the same realme of Englande graunted to hym for the defence of the same realme, and in especially for the saufgarde and custodie of the sea, a subsidie called Tonage, to percepue and vescepue in maner and fourme folowyng, that is to saye, iii.s. of euerye tonne of wyne comynge into this realme. And of euerye tonne of swete wyne comyng into this realme of Englande by any marchant alyen, aswell by the marchantes of Hanse and Almayne, as of any other marchãt straũger. iii.s. ouer and aboue the sayde. iii.s. before graunted, to haue and percepue the sayde subsydye yerely from the fyrst day of Marche in the yere of our lorde god. M.cccc.lxiiii. for terme of his natural lyfe. And moreouer the sayd cõmens, by thassent aforsayd graũted to the king for the saufgarde and kepyng of the sea, an other subsydye called Pondage, that is to saye, of all maner marchandises of euery marchant denysyn & alyen, aswell of marchantes of Hanse & Almayne, as of any other marchaunt alyen, caryed out of this said realme, or brought into the same by way of marchãdise, of ỹ value of euery. xx.s. xii.d. except tynne, wherof the marchantes straũgers shal paye for subsydye of ỹ value of euery. xx.s. ii.s. And ỹ marchãtes denysyns xii.d. And all maner marchãdises of euery marchant denysyn to be valued accordyng as they dyd cost at ỹ fyrst byeng by theyr othes, or othes of theyr seruantes byers of the sayd marchandyses in theyr absence, or by theyr letters, whiche the same marchantes haue of suche byeng of theyr factors, & in none other maner. All maner wollen clothes, made & wrought within this realme of Englande by any marchant denysyn, not beynge an alyen borne, to be caried out of the same realme within the tyme of this graũt, Al maner welles wolfels & lether goyng out of ỹ same. And al & euery maner of corne flower. And all maner of freshefysshe bestaple & wyne cõmyng into this realme, And all maner bitaple goyng out of this realme for the bitaplyng of the towne of Caleys, & the marches of ỹ same vnder the kynges obeysance, out of this graũt always excepted, to haue & percepue yerely the said subsidie of poũdage frõ the said fyrst day of Marche during his natural lyfe, as in the graũt therof made more largely is conteyned. The king percepuyng the great disceypt done to him, in withdrawyng & cõcelyng of the sayd dueties, And amonges other thinges many and dyuers marchantes straũgers and denysyns do vse to bryngе into this realme cloth of golde, cloth of syluer, bawdkyn, veluet, damaske, satyn, sarcenet, tartarõ, chamlettes, & other clothes of sylke & golde, & of sylke beyng of great value by way of marchãdyses frõ the parties beyonde the sea: And by subtyle & fraudulent meanes conuey the same marchandises to the lande, not payeng the very customes and subsidies therof due after the fourme of the sayd acte, nor the same marchantes straũgers do not employ the value of theyr sayd marchandyses vpõ the cõmodities of this realme, to the great domage of the kyng and of this his realme: And although the sayd subsidie was graũted to him especyally for the kepyng of the sea: Yet by reason of the sayd disceiptes withdrawyng and concelyng of the sayd dueties from the kyng, which shulde & ought to come of thaforesayd subsidie, the profyte therof comyng to the king is so di-

Pondage.

Subsydie.

mynysshed

impryſhed & empayred that it atteyneth not, nor hereafter is lyke to atteyne to any lyke ſõme, as it hath don in tymes paſt, nor ſuffiſeth not nor in tyme to come is lyke to ſuffice and ſuſteine the kynges neceſſarye and requyſyte charges for the keppynge of the ſee, for the ſuertie of the kynge and of this realme, and for the ſure paſſage of marchandyſes in to this realme & out of this realme, onles that a conuenient and ſure remedy be prouyded to expelle & remoue the ſayd diſceytes. Therfore our ſouereigne lord the kynge, by thaſſent of the ſayde lordes ſpirituall and temporall, and the ſayde commons in this parlyment aſſembled, and by auctorite of the ſame, hath ordeyned eſtabliſſhed and enacted, that from the feaſt of the natiuitie of ſeynt Marchant. Johñ Baptiſte next comynge, ne marchant denyſyn or ſtranger ſhall ſet or ſuffre any cloth of gold, of ſiluer, bawdkyn, veluet, damaſke, ſatyn, tartarõ, or chamelet, nor none other clothe of ſylke, nor any corſe of ſylke & of golde, Clothe of Golde. &c. nor of ſylke of the makynge of any of the parties beyonde the ſee to ſell, be- Tonage. fore that the collectours of the ſubſidie of tonage and poundage and the cõtroller of the ſame in the porte where ſuche marchandyſe is ſet vpon lande, hath ſurueyed and meaſured the ſame. And hath ſealed euery peece therof in the one ende therof, with the ſeale or marke eſpecyally to be ordeyned for the ſame, wherof the ſame collectours haue the one parte, And the cõtroller haue the other parte ſeuerally in theyr cuſtodye. And if any ſuche clothe of golde, of ſyluer, bawdkyn, veluet, damaſke, ſatyn, ſarcenette, tartaron, chamelette, and clothe of ſylke and of golde, be any tyme hereafter ſette to ſale not ſealed, nor haueynge ſuche ſeale therupon, That than he whiche ſetteth ſuche marchandiſe to ſale, ſhal forfatte the ſame marchaundiſe or the value therof, wherof two partes ſhalbe to the kynge, And the thyrde parte to the fynder. Alſo it is ordeined by the ſame auctorite, that the collectours of the ſame ſubſydye and the ſayde controller, ſhall at all tymes requiſite, be redy to ſeale ſuche marchaundiſe, And to ſeale the ſame at all tymes whan they be required without delaye, or takyng any thyng for the ſame in any wyſe, vpon payne of forfaiture to thowner therof .xx.s. for euery of the ſayd colle Seale. ctours and controllers at any tyme that they refuſe to ſeale ſuche marchandyſe after ſuche requeſte made, or take any thynge for the ſealynge of any ſuche marchandiſe. Alſo it is ordeyned by thauctorite aforſayde, that all maner of ſuche clothes of golde, of ſiluer, bawdkyn, veluet, damaſke, ſatyn, ſarcenet, tartaron, chamelet, and euery other clothe of ſylke, corſe of golde and ſylke nowe beinge within this realme, And after the feaſt of ſeynt Mychell tharchangel nexte comynge, offred to ſelle, ſhalbe ſealed with the ſayd ſeales before the ſayde feaſte, vpon the payne before ſpecyfyed. Alſo where as it is expreſſed in the ſayde graunt of the ſayde ſubſydye, that if any concelement be founde in the marchantes in the payment of the ſayde dueties, that they for ſuche concelement ſhall paye onely double ſubſydye, wythout other payne or forfaiture therin, as in the ſame acte is more fully cõteyned. The kynge conſyderynge that notwithſtandynge the ſame ordinans, marchantes do not regarde to defraude hym of his duetie of the ſayd ſubſidie, in aſmoche as they do nothynge forfaite in that behalfe, but only pay the

double subsidie, by thaduise assent and auctoritie aforsayde hath ordeyned and establysshed, that the same statute in this behalfe be voyde, and of no strength. And if any marchandises, whiche be to be brought to the parties beyonde the see, or to be caried out of this realme, wherof any subsidie is or shalbe due or perteynyng to the kynge, be hereafter shypped to be caryed beyonde the see, the collectours of the sayde subsydie not payed or without agrement with the collectours of the sayde subsydie for the same, that than the sayd marchandises or the value therof, shalbe forfaite to the kyng. Also where as diuers marchantes straungers and other oftentymes in the citie of Londō, and in other places haue packed dyuers wollen clothes, some in grayne, some vngrayned, & other clothes not grained, & the same so packed causeth to be caryed by lande from London & other places to other portes, as to Sandwyche Southampton and other portes, where as the customers for the tyme beynge without due packynge or syght of suche clothes, vpon thynformacion of the marchant, doth custome suche clothes, as for course clothes, wherby the kyng is greatly disceyued of his dueties therof, as well in the fynesse of suthe clothes, as in the not knowynge of the nombre of the clothes so packed. Therfore the kynge by thaduyse and assent aforsayd, & by the same auctoritie dothe ordeigne establysshe and enacte, that in euerye porte within this realme of Englande, wherin any wollen clothes shalbe packed after the fyrste day of May nexte comynge, in the presens of the collectours of thaforsayde customes & subsidies of the same port for the tyme beynge, that all suche customes and subsydyes, due and perteynynge to the kynge for the sayde clothes, shalbe payed and contented to the same collectours, where the sayde clothes be so packed, or els sufficient suertie shalbe therfore to them founde, before that the same clothes be caried from the said port to any other porte or place, vpon payne of forfaiture of al the saine clothes, or the value therof, to be had of thowner of the same. And if any wollen clothes to be caryed quer the sea, be packed in any other maner, or vnder any other fourme, that than the collectours of the porte where they be so packed or brought to be packed, shall sease and there vnpacke all the sayde packes and fardels, and suruey all the clothes therin, so that our soueraigne lord ỹ kyng maye be truelye answered of his duetie in this behalfe, without any fraude or disceypte. And if any customer or controller of any porte or place be negligēt or slacke in vnpackynge of the sayd clothes, or suruеynge of theym in the fourme aforesayde, that than and as often euerye suche customer and comptroller for euerye suche defaute shall forfayte to our soueraigne lorde the kynge. xx. s. for euery suche clothe.

Moreouer it is ordeygned by thaduise and assent aforsayd, that euery of the sayd collectours receyuynge any custome or subsydye for any of the sayde clothes or suertie for the same, shalbe therof charged and chargeable to our soueraygne lorde the kynge vpon his or theyr accompte.

And that the same collectour or collectours shall from tyme to tyme make a roket or rokettes of all suche clothes, directed to the collectours of the porte where the same clothes shalbe shypped, witnessing theyr nombre, and

that he

wollen clothes.

Be this article chaunged. 27. of. H. viii. the, vi. chap.

Custome

that be or they haue receyued the customes and subsidies of the same clothes, or suertie for the same. By whiche coket or cokettes ỳ sayd collectours or the receyuours of thẽ, shalbe therof discharged agaynst our soueraigne lorde the kynge, and all other of all the same customes and subsydyes. Prouyded always that this acte or ordinans be not prejudicial nor in any wyse hurtful to any person or persons in or for any letters patentes made by the kyng our soueraigne lord of any graunt, or lycens to shyppe and carye out of this realme of Englande any wollen clothes or other marchandises especified in any of the sayde letters patentes, to reteigne the customes and subsydies in theyr owne handes, or i the handes of any of thẽ. And that ỳ same letters patens be to the same person or persons and euery of them good and effectual after the tenour of the same letters patentes and euery of thẽ, this acte or ordynance notwithstandynge, by what so euer name or names any of the sayde person or persons be named or called in any of the sayde letters patentes.

Letters patentes

Loke. vi. in H. viii. the. xiiii. chapiter

Cap. iiii.

¶ Item our sayde soueraigne lorde the kyng consyderyng, that the prince the fyrste begot ten sonne to kynges of Englande, hath ben at theyr liberties to gyue theyr lyuereys and sygnes at theyr pleasure, and that dyuers statutes agaynst gyuers and takers of lyuereys & signes, as wel in the tyme of his noble reygne, as in the tyme of his progenitours and predecessours hath ben made. And that by force of any of the sayde statutes his dere beloued fyrste begotten sonne Edwarde prince of wales, duke of Cornwall, and erle of Chestre, is aswel as any other person restreyned of gyuyng such lyuereys and signes. Our soueraigne lorde the kynge, wyllynge that his sayde fyrst begotten sonne the prynce be at his libertie, in receyuynge any person and gyuynge his sygnes and lyuereys, in as large fourme as any prince fyrste begotten sonne of any of his noble progenytours or predecessours in tymes past hath ben, hath ordeyned and stablysshed, by auctoritie of the sayde parlyament, that the sayde prynce shalbe at his libertie, to reteigne and gyue his honorable lyuerey and signe at his pleasure. And that the persons so reteigned, or to whom suche lyuereys or signes be or shalbe gyuen, may be reteygned and receiue and weare the same lyuerey & signe, without trouble, impediment, or impechement, payne, contempte or forfaiture of any penaltie conteyned in any of the sayde statutes. The sayde statutes or any thyng in them comprysed notwithandynge. Nor that the sayd statutes in any maner shall extende to any reteygnynge to be made by the sayde prynce in gyuynge takynge or reteygnynge of any lyuerey or sygne of the same prince.

Prince Liuerey.

Reteynyng.

Cap. v.

¶ Item our sayde soueraigne lorde the kyng remembrynge that where before this tyme in dyuers statutes amonges other thynges it is ordeyned and enacted, that al maner wolles and wolfelles, and felles called morlyng and shorling, growyng within any parte of this realme and wales, wolles and wolfelles morlyng and shorlyng growyng in any parte within the cõties of westmerlande, Comberlãde, Northumberlande, in the bysshoprych of Durhã, bet wixte the waters of Tyne and Teese, And of the counties of Rychemondshyre

wolles wolfelles. &c.

Shippyng of wolles.

Rychemõdshyre and Northaldertonshyre except, wolles to be shypped towardes the west in galeys and carrackes, to be shypped and caryed out of the realme, shalbe conueyed to the staple of Caleys, and to none other place vpon payne of forfayture of the sayd wolles wolfelles & felles called shorlynge & morlynge, as in the same statutes doth more fullye appere. Neuer the les the sayde ordynances and statutes notwithstandyng a great multitude of wolles and wolfelles called morlynge and shorlynge, growynge in Yorkelwolde, in the counties of Lyncolne Notyngham & Derby, & other counties of this realme of Englande, vnder the colour of thexceptiõ before recyted, in the same Northparties be caryed out of the realme in to Flanders, Hollãde, Zelãde, Brabant, and other parties beyonde the see, wherby ensueth not only great decaye of the customes and subsydyes of our soueraigne lorde the kynge, but also the destruction of the pyrce of wolles wolfelles and felles called morlynge and shorlynge, growyng within this realme, to thuniuersall domage and impouerishyng of the same, wherupon by thaduise assent and auctoritie aforsayde, it is enacted ordeyned and stablysshed, that al the wolles wolfelles & felled calles morlyng and shorlyng, growynge within this realme, other than be before excepted, to be shypped and conueyed out of this realme, shalbe conueyed to the staple of Caleys and to none other place. And that all other wolles wolfelles and felles called morlyng and shorlyng, growyng and beynge within the sayd counties of Westmerlande, Comberlande, Northumberlande, the bysshoprych, Rychemõde and Alderton, to be caryed out of this realme of England, shalbe shypped at Newecastell vpon Tyne onely, And fromthens to be conueyed to Caleys, or to newe Myddelburgh in Flanders, there to be stapled and vttered, and at none other place. And if any man attempt and do the contrary, and therupon be duely cõuicte, that than he shall stande & be of lyke condiction as a man atteinted of felonie, after the course of the comon lawe, and shall incurre lyke payne and forfayture as he so atteynted for the same shuld do. Also it is ordeigned by the same assent and auctoritie, ỹ all wolles and wolfelles, and felles called morlynge & shorlyng, growynge or beinge in any cõtrey of this realme or wales, or in the marches of the same, other than before excepted, to be caryed out of this realme, shalbe cõueyed to the sayde staple of Caleys, and to none other place, vpon the same payne & forfayture. The prerogatyue of our soueraigne lord the kynge to graunt any lycence to the contrarie excepte. This acte to begyn and to take effecte at the feast of seynt Mychell, whiche shalbe in the yere of our lorde god. M. CCCC. lxxiiii. And to endure by the space of fyue yeres only.

Staple of Caleys.

Newecastel.

Felony.

Cap. vi.

Commissiõs of Sewers.

Item where as in the parlyment of Henry the syxte, late in dede and not of ryghte kynge of England, holden at westmynster the syxte yere of his reigne, the great domage and losses considered, whiche hath chanced by the great rysynge of waters in diuers parties of this realme, and more greatter domage had lykely come, if remedye in this behalfe had not bene ỹ more spedely prouided, it was ordeined and enacted by auctoritie of the same parlyment, that for .x. yeres thã next folowyng seueral cõmyssions of Sewers

shulde

ſhulde be made to dyuers perſõs by the chancellor of Englãde for the tyme
beinge, to be named in all parties of the ſame realme, where nede ſhulde be
after the fourme and tenor of a cõmyſſyon eſpecyfyed in the ſame acte. And
after in the parlyment of the ſame Henry late kynge holden at weſtmynſter
in the. viii. yere of his reigne, bycauſe that the commyſſioners named in the
ſayde commyſſyons, had not full power nor auctorytie to do perfourme and
execute thynges compryſed in the ſayde commyſſyons, it was ordeyned ena
cted and eſtabliſſhed by auctorytie of the ſame parlyment, that all ſuche cõ-
myſſyoners ſhulde haue full power to make ordeyne and execute ſtatutes &
ordynãces and other thynges to be done after theffecte and purporte of the
ſayde commyſſyons. And after the ſayde. x. yeres paſſed, in the parlyment of
the ſayde late kynge Henry, holden at weſtmeſter in the. xviii. yere of his
reygne, it was ordeyned enacted and ſtabliſſhed, by auctorytie of the ſame
parlyament, that for. x. yeres than nexte folowyng ſeuerall commyſſyons of
Sewers ſhulde be made to dyuers perſons by the Chaunceller of Englãd
for the tyme beynge, to be named in all partties of the ſayde realme of En-
glande, where nede ſhulde be, after the fourme and effecte of the ſayde com-
myſſyon, conteyned in the ſayd acte made the ſaid ſyxte yere. And that ſuche
commyſſyoners ſhulde haue power to make ordeyne and execute ſtatutes
and ordynances, and other thynges to be done after theffecte and purporte
of the ſayde commyſſyons. And after the ſayde. x. yeres paſt in the parlimẽt
of the ſayde late kynge, as afore is ſayde, holden at weſtmiſter the. xviii. yere
of his reygne, it was ordeyned enacted and ſtabliſſhed by auctorytie of the
ſame parlyment, that for. xv. yeres than nexte folowynge the chaunceler of
Englande for the tyme beynge, ſhulde haue power to make out of the chan-
cerie commiſſyons of ſewers vnder the great ſeale, in ſuche fourme as was
graunted to be made by the ſayde acte made in the ſayd ſyxte yere, as in the
ſayde actes more fully is conteined, by whyche commyſſyons in the fourme
afore ſayd, many great myſcheues done & had in dyuers partties of the ſayde
realme of Englãde by ryſyng of the ſayd waters, were neceſſaryly redreſſed
reformed and amended. Nowe ſo it is, that nowe late in diuers parties of
this realme of Englande, aſwell in the counties of Kent and Suſſex, as in
other places within the ſame realme of Englande, and alſo within the bor-
des of the marches of Caleys Guynes and Hammes, by ryſynge of waters,
dyuers landes and tenementes in great quantite be drowned & deſtroyed.
And many great lykely miſchiues be very lykely within ſhorte tyme to fal,
aſwell in the decreas of the ſuſtenance and ſpirelode of holy churche, as of
other the kynges liege people of his ſayde realme of Englande, and of the
ſayd marches, and vtter vndoyngne of the, if remedy in this behalfe be not
the more ſpedely prouyded. Our ſayd ſouereaigne lorde the kynge, conſyde-
ryng the premyſſes, by thaduiſe & aſſent of the ſayde lordes ſpirituall & tem-
porall, and at the requeſt of the ſayd cõmens, and by auctorytie of the ſayde
parlyamẽt, hath ordeyned enacted and eſtabliſſhed, that for. x. yeres nexte
enſuynge ſeuerall commyſſyons of Sewers ſhalbe made to dyuers perſõs
by the chaunceller of England for the tyme beinge, to be named in all ptes

Chaunceler. of England.

of this

of this realme of Englande and of thafo:sayde marches, where nede is o: shalde, after the fourme and effecte of the sayde commyssyon conteyned in the sayd acte made the sayd syxte yere. And moreouer he hath o:deyned and stablysshed by the same auctorytie, that all suche commyssyoners shall haue full power to make o:dayne and execute statutes and o:dynances & other thynges to be done after theffecte and pur:porte of the same commyssyons.

Cap. vii.

Kedels.

Item where as by a laudable statute of Magna carta amonges other thynges it is conteyned, that all kedels by Chaumple and Wedewey, and throughout the realme of Englande, shulde be broken downe, saueynge by the see bankes, whiche statute was for the great welthe of all this lande in auoydyng the streytnes of all ryuers, so that shyppes & botes myght haue in them theyr large and free passage, And also in saufgarde of all the frye of fysshe spawned with in the same, by:n whiche Magna carta the great sentence and apostolycke curse by a great nomber of bysshops was pronoūced agaynst the brekers of the same, And the same sentence is .iiii. tymes in the yere openly declared accordynge to the lawe of the holy churche. And in affirmacō of the sayd statute of the great charter ryuers statutes haue bene afterwarde made and ordeined, amonges whiche in a parlyment holden in the fyfte yere of the vsurped reigne of kyng Henry the .iiii. it was enacted, that in the .xv. yere of kynge Edwarde the thyrde, progenytour of our soueraigne lorde the kynge that nowe is, bycause that the cōmon passages of shyps & botes in the great ryuers of England were often tymes disturbed, by leuyenge of weres, mylles, mylstankes, stakes, and kedels, whiche were leuyed and set by in the tyme of kyng Edwarde, sonne of kyng Henry, and after in suche ryuers (whereby the shyppes and botes were disturbed that they myght not passe as they were wont) shuld be auoyded & broken downe neuer to be set by agayne. And that writtes shulde be therupon sente to the sheryue of suche places where nede shulde be, to survey and inquire & the same to execute, and that Iustices shuld be therto assigned at al tymes whā nede requireth. And after grieuous complaynt bothe of great men and of the cōmens therupon made in the parlyament of the sayde kyng Edwarde the thyrd, in the .xv. yere of his reigne, complaynyng by theyr peticiō, that the sayd statute was not duely executed nor obserued accordyng to ỹ forme and theffecte therof. It was accorded & stablisshed, that ỹ same statute in that poynt shulde be holden & kepte after the tenour of the same, adioyned therto, that if any such noysans be done, that the same be broken downe by due processe conteined in the sayd statute. And he ỹ agaynst doth leuey suche noysans, and be ther of duely attaynted, he shal renne in the payne of an C. marks agaynst our soueraigne lorde the kyng, to be leueyed by the strytes of the checker. The same lawe shalbe holden of a noysans made by the enhaunsyng of the sayd weres, mylles, mylstankes, stakes, and kedels, as by newe leuyenge of the same, as in the sayde statutes more playnly appereth. And then at the request of the sayd cōmens, the kyng by theyr peticiō, that the cōmyn passages of shyppes and botes in the great ryuers of England, and also medowes and pastures, and arrable landes adioynyng to the sayde

weres mylles, &c.

Noysance.

ryuers,

ryuers, were greatly disturbed, drowned, wasted, and distroyed by the outrageous enhaunsyng and streityng of weres, mylles, mylbankes, stakes, and kedels, made in olde tyme and leueyed before the tyme of the said kyng Edwarde, sonne to the sayde kynge Henry, wherby great losse and damage ensued to the people of the realme, and dayly shulde ensue, if remedy were not prouyded, wherfore it was ordeyned and enacted by thassent of the said parlyment, holden the fyrste yere of the sayd pretensed kyng Henry the.iiii. that the sayd statutes in al theyr articles shulde be obserued, fermely kepte and duely executed. Idioyned therto that commyssyons shalbe made in due forme to sufficient psons to be Justices in euery cōtie of England, where nede shalbe, to surueye and kepe the waters and great ryuers there, and to correcte and amende the sautes, and to make due execution by the sayd statutes accordyng to theffecte of the same, aswell by theyr surueyenge aduise and discretion, as by enquestes to be taken therof within franchise and without, whan neve shalbe, and to here and determyne all those thynges aforsaid, and moreouer to surueye the weres, mylles, mylbankes, stakes, & kedels made in olde tyme & leueyed before the sayd tyme of kynge Edwarde, sonne to kynge Henry, and suche as they fynde to moche enhaused or streyted, to correcte breakedowne and amende in the maner and forme aforsayde. Saynge always a reasonable substaus of the same weres, mylles, mylbankes, stakes, and kedels, so made in olde tyme and leueyed. And if any suche anoysans of weres, milles, mylbankes, stakes, and kedels, in lettyng of the passages and streityng made in olde tyme and leueyd, be and iudged or cōsydered by the sayde Justices to be broken downe or amended, he that hath the freholde of the same shal do execuyō therof of his owne costes, within halfe a yere after knowlege gyuen to hym, vpon payne of forfayture of an. C. markes to be payde to our soueraigne lorde the kynge by estretes in the scheker, and he that doth leuey them agayne enhaunce or streite the against the sayde iugement, and therof be conuicte, shall renne in the payne of an. C. markes to be payde to our soueraigne lorde the kynge by estretes in the scheker aforsaid, as in the same statutes more fully appereth. Agaynst whiche great chartre, and al the statutes aforsayd, in diuers partes of this realme of Englande, bothe in the destroyenge of the fyllhe as afore is sayd, and in disturbauns of the passages of shyppes, barges, botes, and other vessels by dyuers and many people, dyuers fyllhegarthes, mylles, mylbaunmes, mylbankes, lockes, ebbynge weres, stakes, kedels, herbes, flodgates, and diuers other disturbances be dayly enhaunced leueyed and enlarged, to the great damage of our soueraigne lorde the kynge and of his faythfull liege people. Our soueraigne lorde the kynge graciously consyderynge the premysses, by thaduise and assent of the lordes spirituall and temporal, and at the requeste of the sayde commons, hath ordeyned and stablysshed, that the sayd statute of the great chartre, and all other statutes concernyng the premysses, shalbe duely obserued and kepte, Idioyned therto, that if after the feaste of seynt Mychel, which shalbe in the yere of our lord god. M.CCCC lxvi. by awarde rule or iudgemēt of any of the sayd cōmissyoners assigned,

accordynge

accordyng to the sayd statute made in the sayde fyrst yere of Henry the.iiii. it be founde, that any such weres, fysshegarthes, mylles, myldammes, mylstankes, lockes, ebbyng weres, stakes, kedels, heckes, or floodgates be made leuyed enhaunsed streyted or enlarged agaynst the same statute, thoffenders in this behalfe contrarie to thafforsayde awarde rule and iudgemēt, beynge duely warned by the sheryue or vndersheryue by Scire facias directed to the sheryue or sheryues of suche cōtie or cōties, where suche weres, fysshe garthes, mylles, myldāmes, mylstankes, and other noysances dysturbāces or impedimentes be. And within thre monethes nexte after the sayde garnisement made they do not duely and holly amēde bycke downe and auoyde the sayd makyng leuyenge enhaunsyng streytyng or enlargyng, beinge defective as afore is sayde, in the sayd statute made in the sayd fyrst yere, that than he or they being defective in this behalfe, shal forfait to our soueraine lorde the kyng. C. markes, to be payd by estretes in the scheker, in maner & fourme as in the same statute more fully is conteyned. Moreouer if ỹ sayd offender or his heyr or heyres, assigne or assignes, or any of them do differre or continue the same defaut, cōtrarie to thawarde rule and iugement of the cōmissioners aforsayd, that he or they so doyng differryng or continuynge the sayd defaut, beyng not correct nor amended, shall forfet. C. markes, the one half therof to our soueraigne lorde the kyng, and thother half to any of his liege people, which in this behalf wyll sue for the same by action of det to be cōcepued by originall writte, without fyne to be made or taken for the same in the chauncerie. In whiche action, lyke processe, rule, iudgemēt and execution shalbe alowed, had and made, as is vsed in other actions of det pursued at the common lawe by writ, and that the defendant in any suche actyon be not admitted to do or wage his lawe, nor that no protectyon or essoine in the kynges seruice be alowed for the defēdaunt in the same writ. Moreouer it is ordeyned & establysshed by the same auctorittie, that if any person or persons, other than suche, agaynste whom suche awarde, rule or iudgement were made and had, beynge heyre or assignee to them or any of them, do presume to occupy or continue any weares, fysshgarthes, milles, myldāmes, mylstākes, lockes, ebbyng weres, stakes, kedeles, hekkes flood gates, or other disturbances or impedimentes as before is sayd, he or they so presumynge to occupie or continue, shall forfet at euery defaut for euery moneth as is aforsayde. C. markes, the one half to our soueraygne lorde the kynge, and thother half to hym of the kynges liege people, that wyll in this behalf sue by actyon of det, therupon to be concepued without payeng any fyne for the same, as is aforsayd, in whiche action lyke processe, rule, iudgement and execucyon shalbe vsed and made, as is in all other actyons of det pursued at the common lawe by writ. And that the defendaunt in any suche actiō shal not be admitted, nor in any wyse receyued to wage or do his lawe Nor no maner protectyon nor essoene in the kynges seruyce be for suche defendaunt in any wise alowed.

Cap. viii. Item where as the gouernours that is to say, mayres, baylyffes and other lyke gouernours of euery cytie burgh and towne of substaūce with in this realme

this realme of Englande for the moste partie haue courtes of leetes & viewes of frankpledge holden yerely within the same cyties, burghes and townes, and iurueyeng of all vytelers there, and correctiõ and punyshement of the offenders and brekers of thassise of the same, to be presented and amercied, yf any defaut be founde in the sayde courtes, or by theyr iurueyeng, whiche by reason ought not to be contracted, nor ỹ vytelers there by the law ought not to be surcharged or oppressed, as nowe of late dyuers persones daylye entendyng theyr synguler auayle and profyt to oppresse the sayde vytelers, and to entre and bycke the lybertie of dyuers places in this realme, hauyng fraunchyses and iurueyeng of all vytelers and correction of the same: haue purchased letters patentes of our soueraygne lorde the kyng, to be surueyours and correctours of all suche vytelers within dyuers cyties bourghes and other places of this realme of England, as of ale, beer wyne, and other suche vitteles, by which pretens and vnlawfull offyce they do commytte dyuers and manye extorcyons and oppressyons amonges the kynges lyege people, ta kynge of them vnlawfully dyuers great fynes and raunsons, to the great damage of the kynges lyege people, and also great derogacyon of the lybertyes and fraunchyses of dyuers of the sayde cyties burghes and townes. Our sayd soueraigne lorde the kyng (the premysses consyderynge) by the aduyse and assent of the lordes spirituall and temporal, and at the requeste of the commens in the sayd parlyament assembled, and by auctoritie of the same parlyament hath ordeyned and stablysshed, that all the letters patentes graunted by hym to any persone or persones of anye offyce of serchyng or surueyeng of wyne, ale, beere, or any other vitayle, shall be vtterly voyde and of none effecte. And that no person, other than such gouernours before retretted, or other entitled by poynt of chartre, from the feast of Ester nexte comyng, by colour of such letters patentes so opteyned, or afterward to be opteyned, as before is sayd, shall vse or exercyse any suche offyce, vpon peyne of forfayture for euery defaut .xl.li. The one halfe therof to our soueraigne lord the kyng, to be employed onely to the vse of his house, the other halfe to him that in this behalfe wyl sue for the same by actyon of det, wherin lyke procesle, rule & demeanour shalbe had, as is commenly vsed in other actyons of dette at the comen lawe: And that the defendaunt in anye suche action shall not be receyued nor admytted to his lawe. Nor that any protectyon or essoyn of the kynges seruyce be to hym in any wyse alowed.

Vittayelers.

Letters patentes.

Serche.

¶ Item where as by an ordynaunce made at Westmynster in the .xlii. yere of the reygne of kinge Edwarde the thyrde, progenitour of our soueraigne lorde the kyng that nowe is, amonges other thynges it was ordeygned, that none shulde be made eschetour, onles he had twenty pounde of lande at the leaste, or more in fee, and that they shulde doo theyr offyces in theyr propre persones, and yf any other be, he shalbe out: whiche ordinaunce accordynge to the tre we meanynge therof, is not obserued, to the greate damage of dyuers people of this realme of England, bycause that many persons insuffi-

Cap. ix.

Eschetour.

cient and of lyght conſcyence be perely made eſchetours in diuers partes of this realme, whiche oftentymes doo ſet theyr office of eſchetourſhyp abe to ferme to other greate men, extoꝛcioners & oppꝛeſſers of the peoble, for ſame eſchetours takyng of the ſayde perſons ſuche ſommes of money as be comyth them may be agreed, and ſuertye to be diſcharged vpon theyr accomble, and to be ſaued harmeles agaynſt our ſoueraygne loꝛde the kyng and all other perſones: whiche perſones ſo vnlawfully takynge the ſayde office of eſchetourſhyp by an vndue maner to ferme, vnde them ſelfe to be extoꝛcioners to the peple and offendets, where of olde tyme by the gouernaunce of the realme of Englande, eſchetours and theyr deputyes ſhuld be and ought to be of good ſufficyent and welbyloued perſones and ryghtfull, aswell to our ſoueraygne loꝛde the kynge, as to his people: where at this daye ſo be ſuche perſones be made eſchetours oꝛ theyr deputies. It is therfoꝛe ordeyned by auctoꝛyte of this preſent parlyament, that no eſchetour to be made after the feaſte of the Natiuitie of our loꝛde, which ſhalbe in the yere of our loꝛde god .M.CCCC.Irrvi. ſhall take vpon hym thoffyce of eſchetour, noꝛ occuppe the ſame office by hym ſelfe noꝛ by none other perſonne, onles the ſayd eſchetour, oꝛ other perſon oꝛ perſones to his vſe, haue at the tyme that he ſhalbe choſen eſchetour, landes, tenementes, oꝛ rentes in fee ſymple, fee tayle, oꝛ foꝛ terme of lyfe of the yerely value of xx. li. lyenge and beynge within the ſame coũtie oꝛ countie, wherof he ſhal be made eſchetour. Alſo that any ſuche eſchetour to be choſen after the ſayd feaſte, ſhall in any wyſe ſell noꝛ ſet to ferme the ſayde office of eſchetourſhyp noꝛ make any deputie oꝛ deputies, but ſuche foꝛ whom he wyll anſwere at his peryll: the name oꝛ names of the ſayd deputie oꝛ deputies to be certified by the ſame eſchetour, by his letters patentes, to the treſourer and barons of the kynges eſchekez foꝛ the tyme beynge, within xx. dayes after ſuche deputacyon. And that no ſuche deputie oꝛ deputyes, take vpon hym oꝛ them to occuppe in thoffyce of eſchetourſhyppe, excepte ſuch eſchetour haue landes tenementes oꝛ rentes to the aforeſayde yerely value, in maner & fourme as is afore ſayde. And yf any perſone oꝛ perſones after the ſayd feaſt do contrarie to the premiſſes, oꝛ any of them, he ſhall forfayte foꝛ euery defaute .cl.li. the one halfe therof to our ſoueraygne loꝛde the kynge, to be employed to thuſe of his honorable houſe: the other halfe to euery of the kynges liege people, whiche wyl therfoꝛe ſue by action of dette, wherin ſuche proceſſe, ſute, iudgement, coſtes and damages, ſhalbe had & awarded, as is vſed in other actions of det, pluelly purſued by writte at the cõmen lawe. And that no wayuge of lawe, protectyon, noꝛ eſſoyne be in any wyſe alowed in the ſame. And that the Iuſtices of peace in euery place hauynge iuſtices of peace within them, ſhall haue power to here & determyne euery ſuch forfaiture vpon preſentement therof had before them in theyr ſeſſions, in which preſentement like proceſſe ſhall be had, as is vſed vpo enditementes of treſpas done with force and armes againſte the kynges peace. Prouyded alwaye that this acte do not extende to any

Iuſtices of the peace.

to any person or persons made or to be made elsewhere out of any citie, bourghe or towne of this realme of Englande, hauynge auctoryte to make or to be elsewhere within them selfe by the letters patentes of our soueraigne lord the kynge, or of any of his noble progenitours or predecessours.

¶ Here after followeth the statute made at westmynster in the xiiij. yere of kynge Edwarde the fourthe.

Our soueraygne lorde kynge Edward the .iiij. at his parlyament sommoned & begone at westmynster the .vi. daye of October, in .xij. yere of his reigne and continued by prorogacion tyl the xviij. day of February, in the .xviij. yere of his reigne by, thaduyse and assente of his lordes spirituall and temporal, and by the commons in the sayd parliament the sayd .xviij. day assembled, by auctoryte of the same parlyament wyll and graunteth, and by thaduyse of the same hath ordeyned & enacted, that all suche persones, and euerye of them, whiche by the grace of god shal passe ouer the sea with oure sayde soueraygne lorde the kynge in this viage royall and noble seruyce, and shall abyde in his noble seruice by theyr attourneys or deputtes or any of thē; or by thattourney or deputte of any of them, shall entre & take, and may entre and take possession & profite of and in all honours castels manours landes tenementes rentes aduousons hereditamentes and possessyons, whyche be to them descended or to any of them hereafter shal descende remayn reuerte, or by any meane shal come after the dethe of any of theyr auncestres, or any person or persons in any other fourme by the course of the law of the lande, durynge the sayde viage; yf any parcell be holden of our soueraygne lorde the kynge by theyr sayde entre, possessyons, takyng of thissues and profites of the same, without fee or fyne to be payde to our soueraigne lord the king for the same. And yf anye office be therof founde hereafter, than they and euerye of them to haue especiall lyuereys & lyuerey vnder the greate seale of our soueraigne lorde the kyng, without fee or fyne to be payde for the same to our soueraigne lorde the kynge, to entre and take possession in and of the honours castels and all other the premysses, euery person according to his ryght and tytle: And the same to haue and entoy with thissues and profites of the same of theyr tytle growen to them and euerye of them, without anye other lyuerey puttyng or ptcluste of the lawe to be made in this behalfe to our soueraigne lorde the kynge. And that durynge the same tyme of the viage, and they abydynge in the kynges noble seruyce, as afore is sayde, no maner processe to be made in anye of the countyes of our soueraygne lorde

Cap. i.

Tenauntes of the kynge attendyng on his royall person in warre.

the kynge agaynst any of the sayde persons, for any homage fealte or other corporall seruice, whiche may not be done but in theyr proper persones, for any honours castels leignories manours landes tenementes and other hereditamentes and possessyons, which they or any person or persons to theyr vse hath or hereafter shal haue durynge the sayde viage, and beynge in the kynges noble seruice as afore is sayd. But that all suche processe shal ceale durynge the sayd viage and seruice. And they & euerye of them so passynge in the sayd viage royall as afore is sayde, and the testes to thuse of euery of them may haue lycens vnder the kynges great seale, without fee or fyne to be payde for alienacyons feffementes and graunttes of the honours castels manours landes tenementes rentes seruices annuities and other hereditamentes and possessyons with theyr appurtenances, to suche persons whom them shall please: And the same persones to resceyue the same honours castels and other the premysses, of what maner estate them shal please to thintent that they may therof make theyr wyl for payment of theyr charges and other thynges. And yf it happen anye of the sayde persones, whiche so shall passe and abyde in the sayd viage and seruice of our sayde soueraigne lorde the kynge as afore is sayde, to dye durynge the sayde tyme and in the sayde seruice, his heire being within age, that than all maner psons, haupng any maner estate by way of feffement or otherwyse to thuse of the same persone or persones so dienge, in any honours castels and other the premysses with theyr appurtenances, to thuse & perfourmans of the wyll of the sayd pson, which both so decease, shall haue the same without any interruption of our soueraygne lorde the kyng, or any of his officers or mynysters, by reason of any office therof to be founde, although the said feoffementes estate or alienacion were made or had by collusion or otherwyse entitling our soueraine lorde the kynge: Except suche manours landes and tenementes, whith any person or persones, passynge or goinge with the kynge in this viage royall as afore is sayd, or by the graunt or gyfte of our redoubted soueraigne lorde the kynge in any maner. And that they and euery of them haupng and optenyng the same manours landes & tenementes, may by thauctoritie afore sayd make estate of ye same sayd manours landes or tenementes in any maner parcell of the same manours landes & tenementes to other persones in fee or otherwyse to theyr owne vse, in pformyng of theyr wylles, as before is sayde. And the same estate or estates so to be made, to be good & effectual, as longe as the sayde graunttes and gyftes therof made or to be made by our sayd soueraigne lorde the kynge to them or any of them, shall stande and be in theyr force and effecte and not determyned, nor reuertible to our sayd soueraigne lorde the kynge or his noble heires. And moreouer our sayd soueraygne lorde the kyng hath ordeyned stablyshed and enacted, by thassent of his lordes spirituall and temporal, and the comens beynge in the same parliament, that yf it happen any of thafore sayd persons, so passyng & abydyng with our sayd soueraigne lorde the kyng in his sayd seruice and viage royal as afore is sayd, to dye, his heire being within age now or hereafter holdyng or optenyppng any landes or tenementes of our soueraygne lorde the kynge

by

by knyghtes seruice: his sayd feffes and also his executours, shall haue and enioye the warde and mariage, with the warde of the same manours lãdes and tenementes so holden, duryng the nonage of the same heire, to thuse of the same person so dyenge: and with the same to perfourme al his wyl. And moreouer the same our souereaigne lord the kyng shal graunt by his letters patentes the warde and mariage of the same heyre, and of all his manours landes & tenementes, whiche the king ought to haue by reason of the same, to the same feffes or executours of the same person or persons so dienge, or to suche of them, which for the same will sue, to thuse of the same person or psons so dieng, as afore is said, without fee or fyne to the kyng for the same to be payde. Saued al ways to euery person or persons, & to theyr heyres & successours, other thã our souereaine lord the kyng & his heires & executors, al theyr right title prerogatiue & interesse, which they haue or may haue in any of the premisses, as if this aforsaid acte had neuer ben made, except corporall seruice, as afore is sayd, whiche corporall seruice may not be don but in theyr proper persons as afore is sayd. And yf any doubt or question ryse or happen in any maner in thinterpretaciõs or cõstructiõs of the pointes or articles aforsaid, or any of thẽ, than ỹ same our souereaigne lord ỹ king wyl and grauteth by the same auctorite afforsayd, that the lordes spirituall and temporall, and other of his counsel, beinge here in his absens, shal haue ful power and auctorite to discusse and set in this case a due remedye & redresse by theyr good discrecyon and aduise, accordyng to the faythful intent of the same artycles and poyntes concernynge the sayd persones so dyenge in the sayde seruice and viage royall of our souereygne lorde the kynge beyonde the sea. Prouyded al ways that this sayde acte or ordinaunce, or any thinge comprehended or conteyned in the same, shall not be in any maner preiudicial nor hurtfull to any of the kinges lyege people: but shall only be executorie agayns our souereaigne lorde the kynge and his noble heyres. Letters patentes.

¶ Item our sayde souereygne lorde the kynge remembrynge that it was ordeyned enacted and stablysshed, by auctorytie of the parlyament holden at westmynster the seconde daye of Maye, in the .ix. yere of the reigne of the noble kynge Henry the .v. late in dede and not of ryghte kyng of this noble realme of Englande, as hereafter folowyth. Item where as the takynge of Assises generally hath longe ceased throughout this realme of Englande, because of a statute and ordynaunce made by oure sayde souereygne lorde the kynge, at his seconde passage towardes the parties of Normandye, and by his counseil: Our sayde souereygne lord consyderyng the great diseases and damages, which dyuers of his lyege people hath had and susteyned by the same ceassynge, hath streytly cõmanded & cõmandeth, that his Justices shal holde thassises throughe the realme of England in the maner vsed and accustomed. And for to eschewe the disherisons of the same persons, whiche nowe be passed & shall passe in this viage royall of the kynge (whyche god spede) and also of the persons whiche be abydynge in the seruice of our souereigne lorde the kynge in the parties of Normandie and of Fraũce, it is Cap. ii. Assises.

Protection. ordeyned and prouyded, that in euerye protection, with the clause of Volumus to be made for euery of the same persones, there shalbe in the clause of thexcepcion of the same conteyned omission of these wordes, Assise noue disseisine. And that all protections be allowable for them & euery of them in al the cōties of our souerayngne lorde the kyng in any place where suche protection is cast forth for any such persone, in all the plees of assyses, aswell of nouel disseisin as of fresshe force, without any difficultie. Prouided always that the iudgementes to be gyuen from hensforth in such assyses arrayned or to be arrayned, shall not be preiudicial to any of the sayd persons so abydyng in the kynges noble seruice beyonde the sea, as afore is sayde, whiche hath any thyng in reuercion or in remaynder in such landes or tenementes, wherof suche assises be or shalbe arrayned, yf they that haue in reuercion or remaynder in suche landes & tenementes be not named in the same assyses, but that they be against them boyde. And this ordinans shal endure tyl the parliament, which shalbe nexte holdē after the nexte cōmyng agayne of our souereigne lord the king into this realme of Englād. And if this ordinans, touchyng the sayd persons abydyng in the kinges seruyce beyonde the sea, and also touchyng the sayde persons, whiche haue passed and shall passe in the sayd viage, be not sufficient for thease and suertie of them, it is accorded and assented, that the lordes of the kynges counsel for the tyme beyng, shall haue full power by auctorite of this parlyament, to set ordeigne & prouyde sufficient remedye for thease and suertie of all the sayde persons and euerye of them, as to the sayd lordes shal seme auayable and expedient in the case, after theyr good aduyse and discrecyon. Our souerayngne lorde the kynge wyll and hath ordeyned enacted and stablysshed, by the aduise and assent of the lordes spirituall and temporall, and the cōmens in this present parlyament assembled, and by auctorite of the same, that the same ordre & the same law, comprised in the sayd statute and ordynans, shalbe nowe obserued and kepte, and shalbe as auayable for all maner of persons, whiche nowe shall passe ouer the sea with our souereigne lorde the kinge in this viage royall, and there shall abyde in his sayde noble seruice, as they were for suche persons, whiche dyd passe ouer the sea with the sayde late kynge, and there dyd abyde in his noble seruice. And that all such persons, which nowe shal passe ouer the sea with our sayd souereigne lorde the kyng, shal haue and enioye in euery poynt all maner auantages, as the sayde persons so passynge ouer the sea with the sayde late kynge had shulde haue and myght haue had by reason of the sayd statute. Prouyded always ỹ the sayd persons, so passyng ouer the sea with our souerayngne lorde the kynge, shall haue no benefit nor auauntage of this present acte, of any entre made by them or any of them in any manours landes tenementes and other hereditamentes after the fyrste day of this present parliament sommoned & begonne at westminster. This acte & ordinauns to endure tyl the nexte parliament, which shalbe fyrst holden after the next cōmyng of our souerayngne lord the kyng into Englande. Prouided also that the sayde persones so passynge ouer the sea with our

sayde

sayde souerayngne lorde the kyng, haue nor entoye no benefyte nor auantage of or by this present acte, of any entre made or had after the fyrst day of this present parlyament, or to be made or had at any tyme hereafter by the sayde persons they? attourneys or deputies or any of them, in any manours landes tenementes and other hereditamentes, or any other manours and possessions. And this acte and ordynance to endure tyll the parlyament, which shalbe fyrst holden after the nexte cõmynge agayne of our souerayngne lorde the kynge into his noble realme of Englande.

Cap.iiii.

¶ Our souerayngne lorde the kynge, the.xxb. daye of Febryary, in the.xiiii. yere of his reygne, remembrynge that in this present parlyament he hadde ordeyned and establysshed, by thassent of the lordes spirituall & temporall, and the cõmons assembled in the sayd parlyament, a certayne acte in maner and fourme as foloweth. Our souerayngne lorde the kynge remembrynge that where as before this tyme in dyuers statutes amonges other thinges it is ordeyned and enacted, that all maner wolles and felles called morlyng and shorling, growyng within any parte of this realme of England or wales, excepte wolles and wolfelles called morlyng and shorlynge, growynge in the cõtyes of Westmerlande Comberlande and Northumberland, and of the growynge of the bysshoprych of Durhame betwyxte the waters of Tyne and Tease, and of the countyes of Rychemondeshyre and Northaldertonshyre. Excepte wolles to be shypped towardes the weste in galeys or caraches, to be shypped and caryed out of this realme of Englande, shal be cõueyed to the staple of Caleys, & to none other place, vpõ peyne of forfayture of the sayd wolles, wolfelles, & felles called morlyng and shorlyng, as in the same statutes more playnely dothe appere. Neuertheles the sayde statutes and ordinaunces notwithstandyng, a great multitude of the sayde wolles, wolfelles, & felles called shorlyng & morlyng growynge in Yorkelwolde in the countye of Lyncolne Notyngham and Derbye, and in other counties of this realme of Englande, vnder the colour of exrepcion before reherled in the fome Northpartyes be caried out of this realme of Englãde into Flanders, Hollande, Zelande, Brabande, and other dyuers partyes beyonde the sea. Wherby not only great decaye was of the kynges customes and subsydyes, but also destroyenge and dymynysshynge of the pryce of the sayd wolles, wolfelles, and felles called shorlynge and morlyng, growynge within this realme, to the vniuersall damage and great impouerysshement of the same: Our souerayngne lorde the kyng, by thaduyse assent and auctoritie aforesayd, hath ordeyned enacted and stablysshed, that all wolles wolfelles, and felles called shorlyng & morlyng, growynge within this realme (other than before excepte) to be shipped & cõueyde out of the realme, shalbe conueyed to the staple of Caleys, & to none other place. And that all wolles wolfelles and felles called shorlyng and morlynge, growynge and beynge within the sayde counties of Westm. Cumbr. and North. the bysshopriche, Rychemonde, and Alderton, to be caryed out of this realme, shalbe shypped at Newcastell vpon Tyne only, And fromchens to be conueyed to Caleys, or to Newmyddelburghe in Flanders, there to be stapled and vttered, and

wolles wolfelles.&c.

Staple of Caleis.

Shipping of wolles.

Newcastel.

at none other place. And yf any man attempte and do contrarie, and therupon be duely conuicte: that than he shalbe of lyke condicyon as a man attepnted of any felonie, after the course of the comon lawe, and shal renne in lyke peyne and forfayture as he that is so attaynted shulde do. Also by the same aduise and auctorite it is ordeyned, that all wolles wolfels and felles called shorlyng and morlynge, growynge or beinge in any countrey within this realme or in wales or in the marches therof (other than before excepte) to be caryed out of this realme, shalbe conueyed to the sayde staple of Caleys and to none other place, vpō the same payne & forfaiture. The kynges prerogatiue to graunt any lycens to the contrarie excepte. This acte to begynne to take effecte at the feaste of seynt Mychel, whiche shalbe in the yere of our lorde good. M.CCC.xxxiiii. and to endure by the space of. v. yeres only. Whiche acte our souereigne lorde the kynge wyll, ordeyneth, and establysheth, by thassent of the lordes spirituall and temporal, and the cōmens of this lande in this presente parliamēt assembled, to be in his full strength and effecte in euery poynt therof. Sauyng only where as it is by the same statute ordeigned, that all wolles wolfelles and felles called shorlyng and morlyng, growyng and beinge within the sayd counties of Westmerlande, Comberlande, Northumberlande, the bysshoprycke, Richemondshyre, and Northalderton shire, to be caried out of this realme, shalbe shypped at Newcastell vpon Tyne onely, and there to be conueyed to Caleys or to Newmyn delburgh in Flanders, there to be stapled and vttered, & at none other place The sayd acte for so morhe shalbe voyde. And that in the stede of thole wordes it shalbe as hereafter folweth. It is ordeyned by the same auctorite, that all wolles, wolfelles, and felles called shorlynge and morlynge, growynge and beyng within the sayd counties of Westmerlande, Cōberlande, Northumberlande, the bysshoprycke, Richemond shyre, and Northalderton shyre to be caryed out of this realme, shalbe shypped at Newcastell vpon Tyne only. And fromthens to be caried to Caleys, or to the towne of Brywyke in Brabant, or to any other certein place at the kynges pleasure to be named, there to be stapled and vttered, and at none other place. Also it is ordeyned by thassent and auctorite aforsayde, that in case where our souereigne lorde the kynge ordeyneth, that the sayde wolles, wolfelles called shorlynge and morlynge, of the growyng of the counties and bysshoprycke aforsayde, to be stapled in any other place beyonde the see than at Caleis or Brywyke aforsayde, that than the place so to be named by the kyng, shalbe certyfyed and publyshed by open proclamacions in the sayde counties of Yorke, Northumberlande, Comberlande, Westmerland, the bysshoprycke of Durham, and the towne of Newcastel. And that euery of the subiectes of our souereigne lorde the kynge, after suche proclamacyon made, and after thre monethes after the same proclamacion passed, shalbe bounde to haue and carye the sayde wolles and wolfelles to the sayde places, to be named by our souereigne lorde the kynge, and expressed in the sayd proclamacion, vpon the payne before ymput.

Felonie.

Brywyke.

Cap. iiii. ¶Item where as diuers & great offences and attemptes haue now of late ben cōmitted

ben committed and perpetrate agaynste thamytyes and leeges made be-
wixte our sayde soueraigne lorde the kynge and straunge pynces, a agaynst
the saufeconduytes and lycentes of our soueraygne lorde the kynge, and Saufeconduictes.
agaynste the lawes and statutes hertofore made for the punyshement of
suche offenders in that behalfe, to the great dyscandes of our soueraygne
lorde the kynge, and the vniuersall damage of all this realme of Englande.
The kynge therfore by thauyse and assent of the lordes spirituall and tem-
porall, and the cõmens in this parlyament assembled, and by auctoritie of
the same parlyament hath ordeyned establisshed and enacted, that all sta-
tutes and ordinaũces made before the .xiii. day of Marche, in the fyfte yere
of his reigne by auctorite of any parlyament not repealed, agaynst the of- Truces.
fenders and breakers of amities truce leeges and saufecõduities aforsayd,
be and shalbe in theyr full force and effecte. And that euery of the same sta-
tutes and ordinaũces be put in due execution in all thynges before the iudge
or iudges, person or persons, ordeigned by the same statute and ordinaũces
or any of them accordynge to the tenures and effectes of euery of them. Any
graunt or confirmacion by acte of parlement or other wyse, vse or custome
made had or vsed to the cõtrary notwithstandyng. Prouyded alwaye that
this acte extende not to any acte or ordinans made for the punyshment of
any suche offenders in the seconde yere of kyng Henry the fyfte, late in dede
and not of right kynge of Englande.

¶ Here foloweth the statute made at westmynster in the .xvii.
yere of the reigne of kynge Edwarde the fourthe.

THe soueraigne lorde the kynge Edwarde the fourthe after
the conquest, at his parlimẽt holden at westmynster the .xvi.
daye of Januarie, in the .xvii. yere of his reigne, to thonour
of god and the welthe of hym and his realme, by thauyse &
assent of his lordes spirituall and temporall, & at thynstaunce
and request of his cõmons in this presente parlyament assẽ-
bled, and by auctoritie of the same parlyament hath ordeyned & stablysshed
dyuers ordinances and statutes in forme folowynge. Cap. i.

¶ fyrste where as in a statute made the .ix. yere of kynge Edwarde the
thyrde, noble progenitour to our soueraigne lorde the kynge that nowe is,
it was ordeyned, that no false money counterfete to the sterlynge, shulde be Money.
brought in to this realme, vpon payne of forfeture of the same money, So-
uraygne that all manet people of euery realme myght bryng to therchaũge,
as bullyon, all maner good money of syluer, of what so euer valure it were Bullion.
and there to receyue conuenable exchaunge. And where as in the secõde yere
of the pretensed regne of kynge Henry the fourth, for the great dyscrepte
whiche than was in the money of golde and syluer of Flaunders and Scot-
lande, whiche comenly vsed renne and payementes made in dyuers parties of
this realme of Englande, to the great damage of our soueraigne lorde the
kyng and his people, amonges other it was ordeyned, that al the money of
golde and syluer of the coyne of Flaunders, and of all other landes and rũ-

treys beyonde the see, and of Scotlãde, shulde be voyded out of the realme of Englande, or put to the coyne or bullyon within the same realme before feaste of Chrystmas than nexte folowynge, vpon payne of forfeture of the same, whiche ordinaũces were made because that the same money expended and suffred to renne in payment within this realme, were disceiptfull. And nowe so it is, that late and at this dayes counterfete and false money of such cuntreys allayed, as grotes and pens in Irlande: in parte lyke to the grotes, halfe grotes, & pens of this realme, in suche a great multitude be dayly brought in to this realme out of Irlande and other places and put in payementes in this realme, whiche if it shulde longe endure, it shulde not onely destroye the good money of this realme, but also shulde cause the good money of syluer of this realme made within the same, to be translate and tourned in to the sayde false and counterfete money made in Irlande and other places. And also shulde cause a great part of the plate of syluer to be caryed out of the realme, and to be coyned with the said false & counterfete money. wherfore by thassent requeste and auctoryte aforsayde, it is ordeyned, that after the feaste of Ester next comynge none of the same money of Irlande shal renne in paymẽt within this realme wales or the marches of the same, nor that no person after the sayde feast put any of the same moneys nor the same receyue in any paymẽt within this realme, wales, Caleys, or the marches of the same, or any parte of the same, vpon payne of forfeyture of the same money so put or receiued for or in payment. The same money so forfet to be sealed by any of the kynges liege people, and in thre partes to be deuyded, wherof one parte so forfete shalbe applyed to ꝑ vse of ꝑ kynges house, an other parte therof to hym or them whiche shal fynde and proue the same forfeyture before any Justices of peace of any countie within this realme, where any such forfeyture shal happen, or before ꝑ mayre, bailliffes shyryfes or other cheyf gouernours of cytye: burgh or towne corporate, or within any of the .v. portes within this realme of Englãd, or at Caleys before the treasorer and countroller there, if lyke forfeyture fall or happen, and all the residue of the same forfeyture shalbe to the mayre, bayliffe, or other cheyfe gouernour of ꝑ citye burghe or towne corporate, or any of the .v. portes where suche forfeyture shalbe founde, to be applyed to the vse of the same cytye, burgh, towne or port to suche of them whiche haue any forfeytures by any lawful graũt or auctoryte of the sayde parlyament of our souerayngne lorde the kynge. And if they haue no maner suche forfeyture, thã the same thyrde parte residue shal be applyed to them whiche haue suche forfeyture within the same cytte, burghe or towne corporate, or any of the sayde .v. portes by lyke auctoryte or otherwyse. And the hole forfeyture to be founde & proued at Caleys or at the marches of ꝑ same, shalbe onely to our souerayngne lorde the kynge. And if suche forfeyture happen to be founde and proued in any other towne or byllage not corporate, ꝑ same residue of the sayd forfeyture shalbe to ꝑ cheyfe lorde of the fee of the same towne, to be applyed to the vse of the same lorde. And if variaunce do fall betwixt any tynder: aftermynge agaynst any other plon such forfeiture to be, so ꝑ ꝑ same money forfete may

Justices of peace.

no be

not be sealed without actyon by the sayde kynder to be sued, that than the same kynder, if he wyll pursue & proue the sayde forfeyture, he shalbe therto receyued and haue an actyon of det in this behalfe, or at the common lawe at his electyon, or other wyse before the iustyces of peace of the countie, out of the cytie or towne corporate where suche forfeyture shall happen. And if it happen in citye borough or towne corporate, thā before ỹ mayre shyryffe or bailiffes or other chyef gouernour there, by byl or bylles in this behalfe, in whiche actyon of det to be pursued at the common lawe, lyke procesle, iudgement and execucyon shalbe, as is vsed in other actyons of dette there to be pursued. And before the iustices of peace, or before any of the sayd mayre shyryffe or baylyffes or other chief gouernours aforesayde, the procesle before apparāis shalbe by attachement by the bodye inkynyte. And after iudgement by Fieri facias, Captas ad satisfaciendū, or Elegit, at the electyon of the pursuer in this behalfe. The pursuer whiche so doth recouer, to reteyne his parte aforesayde of the sayde forfeyture parteynynge to hym in his owne handes to his owne vse. And the parte perteynyng to the kynge, to be delyuered to the shyryf or shyrifes, baylyf or baylyffes in the kynges escheker, to be accomptable of suche countye or place corporat where suche recouere shalbe had by wrytynge indented in this behalfe to be made, to be employed to thuse of our souerayngne lorde the kynge as is afore sayd. And the residue of the sayd forfeytures recouered, to be delyuered to any of the sayd mayres, shyryffes, baylyffes or other chief gouernours corporat as afore is sayd, to be applyed in the maner and fourme before especyfyed. And if any suche forfeytures be found and proued in any towne or village not corporat, the same to be delyuered to the sayde lorde of the fee, to be applyed to his vse. And where as by the statute made in the second yere of the pretensed reigne of the late kyng Henry the.vi. it was ordeyned amōges other that no golde nor syluer shuld be caryed oute of this realme, vpon payne of forfeyture of the value of the same, and that he whiche espyeth the same, & therof gyueth knowlege to the counsel or trealorer of England, shuld haue the fourth parte of such forfeytute (raunsom and fyne of the englyth prysoners taken beyond the see, and the money which souldeours shall cary with them for theyr reasonable costes with other thynges in the same statute cōprysed excepted) contrarye to whiche statute and ordynaunce, and diuers other ordynaunces towchynge the same before this made. The money of gold and syluer of this land, as marchandyses, is caryed & sent out of this realme, aswell by the denyzeyns as alyens, to the greate impouerysshyng of this realme, & fynall destructyon of the treasur of the same realme, yf hasty remedye be not prouided. It is ordeyned & stablyshed by the auctorite afore sayd, that no person from the feast of Ester, shal cary nor do to be caried out of this realme or wales, any maner money of coyn of this realme, nor of the coyne of other realmes, landes or seignouries, nor no plate, vessel masse bullyō nor iewels of gold wrought or vnwrought or of syluer with out the kynges lycence, except suche persons as be dispensed with in thafore sayde statute made the sayde second yere of kynge Henry the.vi. and in other dy-

Golde and syluer.

Plate.

uers

Felonie.

uers statutes, vpon payne of felony, and to be adiudged and reputed as felonye. The same felonye to be herd and determyned in like maner & fourme and before suche person or persones, as other felonyes be commonly herd & determyned within this realme. And where as in the statute made in the ix. yere of kynge Edward the thyrd amonges other thynges it was ordeyned, that the sterlyng halfepeny or farthyng shuld not be molten for vessell, nor none other thynge by goldsmyth or other, vpon payne of forfeyture of the money molten. And that the goldsmyth or other that so doth molt, shall be cõmaunded to prison, there to remayne tyll he hath yelden to the kynge the one halfe of that that he hath so molten, notwithstandynge any chartre or fraunchise graunted to the contrarye whiche statute was confermed by kynge Richard the second, in his parlyament holden the. xvii. yere of his reigne. And than amonges other it was ordeyned, that no grote nor halfe grote shulde be molten by no person for vessel, nor other thyng therof to be made, so that by the same cause and by the sayde carryenge of money of this realme, and by the great quantite of golde beton for ymagerye & such lyke, and by the wastyng of golde in gyltyng in dyuers maners by goldsmythes controllers and other officers, the money of this realme is greatly dymynysshed, to the vntuersall domage of the same realme. Therfore it is ordeyned by the sayde auctoritie, that no goldsmyth nor other person, frõ the said feast of Ester, shal molte or beate within this realme, wales, Caleys or the marches of the same, any money of golde or syluer not broken, sufficyent to ren in payment, nor by any occasyon of sensualytie to mynysshe boo we or breake the money of this realme, able to renne in payment, for to make any vessell or other thyng therof, or to gylt any thynge with the same, nor that any goldsmyth or other pson within this realme, wales, Caleys or the marches of the same, from the sayde feast of Ester, shall gylt any maner vessell basyn, pottes, cuppes, nuttes, or saltsellars of syluer, ornamentes of churches, stuffe for knyghtes made or to be made, and apparell necessarye to be gylt for euery suche persone dyspensed by the statute of arrap, made in the thyrd yere of the reygne of our souerayne lorde the kyng that now is, and in the ordynaunce of apparell made in this present parlyament except, vpõ payn to forfeyt the value of the money so molten beaten or volũtaryly boo wen and broken, or the valure of the vessell, basyns, pottes, cuppes, nuttes or saltsellars of syluer or other thyng gylt, or the thynge in whiche any such gyltynge shalbe, excepte before excepted. The thyrd parte of euery suche forfeyture to be applyed to the vse of the kynges honorable house. The other parte therof to the vse of hym or theym whiche shall fynde and proue the same forfeyture, in the maner as afore is sayde in the artycle of money of Irlande. The residue of the sayde forfeyture to be to the mayre, shyryffes, baylyffes or other chyef gouernours of the cytie, borough or towne corporate, or any of the. v. portes, where surhe forfeyture shalbe founde and proued, to be applyed to the vse of ỹ same cytie, burgh, towne or port. And that the hole forfeyture to be solde and proued at Caleys or the marches of the same, to be onely to our souerayne lorde the kynge. And yf any suche forfeyture

Halfepeny Farthyng. Goldsmyth.

Grote and halfegrote.

feyture happen to be found & proued in any town or billage not corporat, the same reuenue shalbe to the chief lord of the fee of ỹ same towne or billage to be applyed to the vse of the same lord. ¶ The fynder of the saue forfeiture, yf he wyll pursue and proue the same, or in his defaute any other persone whiche wyll pursue or proue suche forfeyture, shall be thertto receyued, and haue in this behalfe an actyon of det or at the comyn lawe at his electyon, or before the Justices of peace of the same countye out of cytie or towne corporat, where suche forfeyture shal happen. And yf it happē in cytie borough or towne corporat, than before the mayre, shyryffe or shyryffes, baylyffe or baylyffes, or other chief gouernour there, by byll or bylles in this partie, in whiche actyon of det, and in the sayd byll or bylles to be pursued, lyke disposicyon, demeane, behauoyr, reteynyng, iudgemēt & execucyon in this partie shalbe had, accordyng as in the aforesayd article concernyng money of Ireland is conteyned. Any chartre, graunt, corporacyon or acte made to the cōtrarye notwithstandyng. And where as in the parlyament holden the secōd yere of the vsurped reigne of Henry the vi. late in dede & not of ryght kyng of England, amōges other it was ordeyned, that no goldsmyth nor wexhar of syluer within the cytie of Lōdon, shuld sell any thyng wrought of syluer, London. onles it be as fyne as the sterlyng, except that that nedeth solder in the makyng, whiche shalbe allowed accordyng as the solder shalbe necessarye to be wrought in the same. And that no goldsmyth nor tewellar nor other man that worketh harneys of syluer, shal put any of the same to sale in the same Touche. cytie, before it be touched with the touche of the Leopardes hed, that which may reasonably beare the same touche. And also with the marke or sygne of the wexhar of the same, vpon payne of forfeyture of the double. And that the marke or sygne of euery goldsmyth be committed to ỹ wardeyns of the same mystерye. And yf it may be found, that the kepar of the touche aforesayd, do touche any such harneys with the Leopardes hed, which is not as fyne in allay as the sterlynge, that than the kepar of the touche for euery thyng so proued not so good in allay as the sterlyng, shal forfeyt the double valure to our soueraigne lord the kyng and to the partie, whiche statute is dayly broken by the goldsmythes and other wexhars of syluer inhabityng aswell in the cytie of London as els where within this realme and wales, and our soueraigne lorde the kynge in effect nothyng answered of any forfeyture comprysed in the same statute, albe it that the kynges liege people dayly byeng thynges wrought by the said goldsmythes or wexhars as fine gold or fyne syluer, supposyng it to be the same, where in dede it is not so, be greuously disceyued, bycause that the sayd touche of the Leopardes hed is oftentymes set to such thynges by the sayd kepar of the sayd touche of London and other places, as though the thyng were fine and not defectyf. And oftentymes the sygne of the wexhar of the same is not set therto accordyng to the statute aforesayde, nor the same statute is no perfyte remedye to persones greued in this behalfe. It is ordeyned by auctoryte of this present parlyament, for the better execucyon of the sayde statute, and for to eschewe the disceyt dayly done by the sayde goldsmythes and wexhars of gold and syluer in

ties in the sayd cytie of London and elswhere within this realme & dalies, that no goldsmyth nor other worker of golde & syluer or other, within the same metalles from the sayde feaste of Ester, shal worke, sell or sette to sale any maner bas golde vnder the syneste of .xviii. carettes otherwyse called crates, nor no syluer onles it be as fine as the sterlyng, except suche thynge as requyreth lowder in the makyng of the same, whiche shalbe also web accordynge to the lowder necessarye to the makynge of the same, vpon payne of forfeyture of the double value of any suche golde or syluer wrought or solde to the contrarie. Nor that no goldsmyth, iewellar, nor other worker of harneys of syluer, shall set no harneys of syluer plate nor iewell of syluer to sell, from the sayde feast of Ester, within the sayde cytie of London, or within .ii. myles of London, before it be touched with a touche of the Leopardes hed crowned, suche as may beare the same touche, and also with a marke or sygne of the worker of the same to wrought within the cytie of London, or .ii. myles of the same, vpon payne of forfeyture of the double value of any suche syluer wrought and solde to the contrarye. And that the marke or sygne of euery goldsmyth be committed to the wardeyns of the same mystere. And yf it may be found, that the sayde kepar of the touche of the Leopardes hed crowned aforesaid, do marke or touche any such with the sayde kepar of the sayde touche for euery thynge proued not of as good allay as the sterlynge thā the sayd kepar of the sayd touche for euery thyng proued not of as good allay as the sterlyng shal forfeyt the double value, The same forfeytures to be deuyded in .ii. partes. The one halfe to be applied to thuse of the kynges house, And the other halfe therof to the partie greued or hurt in this behalfe, or in his defaute, any other person whiche will pursue and proue suche forfeyture, shall be therto receyued, & haue in this behalfe an actyon of det, or at the comen lawe at this election, or before the iustices of peace of the countye but of ȳ cytie or towne corporate, where suche forfeyture shal happen, to pursue aswel for the kyng as for hymselfe. And yf it happen in cytie burgh or towne corporat, than before the mayre, shyrffe or shyrffes, bayliffe or bayliffes, or other chief gouernour there by bill or billes in this partie. In wiche actyon of det, and in the bill and billes to be pursued, lyke dispolyton, demeane, behauoyr, iudgement and execucyon in this partie shalbe had, accordynge as in the sayde article concernyng the money of Irland is comprised, any charter, graunt, corporacyon or acte, made to the contrarye notwithstandynge. And because there be dyuers goldsmythes and other workers of gold and syluer alyens and straungers inhabityng in the cytie of London, and other places nygh there about, worky nge their worckes in secret places and priuyleged, and cloyn the same, and will not be serched by the wardeyns of the sayde goldsmythes of London for the kynd byynge, nor will not be obedyent and gouerned by them. Therfore it is ordeyned, that from the sayde feast of Ester euery suche alyen and straunger goldsmyth and worker of gold and syluer inhabityng or to be inhabyt in the sayde cytie of London and other places within .ii. myles of the same cytie, shalbe obedyent and ruled by the sayde

wardeyns

wardeyns of the sayd goldsmythes in all thynges lawfull and reasonable, and suffer the sayde of gold and syluer by them wrought to be serched and marked after the rule of the sayde cytie: vpon payne to be punyshed in maner and fourme as goldsmythes and workers of golde and syluer of Englande, inhabytynge within the sayde cytie, by the rules of the sayde craft of goldsmythes ought to be ruled. So alwaye that the sayd aliens and straungers be not euyl entreated, nor other wyse charged by any maner imposicion, other than the sayde englysh goldsmythes be, shalbe and ought to be. And for the better surueyeng of the sayd aliens and straungers in tyme to come to be had, it is ordeyned by the auctoryte aforesayd, that the same aliens & straungers goldsmythes & workers of golde & syluer, inhabytynge within the sayd cytie and euery of them, fro the feast of saynt Michaell the archaungell next comyng, shall inhabit them where the open rules of the sayd cytie and where better and more open shewyng is of theyr craft. And it is ordeyned by the sayd auctoryte, that yf the aforesayd warden & kepar of the sayde touche, or wardar of harneys or other thynge of gold or syluer made of the sayd fynesse, do touche or marke the same harneys or other thynge as fyne and able, that than for non suffycyencye of the sayde kepar and workar the persons of the sayde craft of goldsmythes of the sayde cytie of London, by what soeuer name or names they be reputat, shalbe chargeable & charged of the sayd forfeytures by lyke actyon or actyons of dett as is aforesayde, in lyke maner and fourme as ymmediat before is specifyed. And where as in the dayes of a pretensed reigne of kynge Henry the. iiii. for the better keping of gold and syluer within this realme, and for the vtteraunce of the commodities of the same realme, it was ordeyned amonges other, that marchauntes straungers & aliens shuld sell theyr marchaundyses brought within a quarter of a yere after they comyng in to the same, and that the money receyued in this realme shuld be employed vpon the commodities of this land vpon payne of forfeyture of the same money. Contrarye to whiche ordynaunce the same marchauntes and many other persones do conuey & carye dayly the same money by them receyued out of the realme, to the great dymynysshyng of the same money, & do not employ the same in substaunce vpon the commodities of this realme, wherby the kynges custome & subsydye be greatly decayed. It is therfore ordeyned by the auctoryte aforesaid, that euery marchaunt alyen, and euery vitayler and other straunger not beynge denysen, which shal resorte in to any place or porte of this realme or walles after the sayd feest of Ester, shall duely employ all the money to be receyued by hym within any parte of the same realme or walles, vpon the marchaundyses or other commodities of this realme, or without any fraude he shall put the same in due payment to the kynges liege people within this realme. The same imployment in payment duely to be proued by the marchaunte alyen vitayler or other straunger before his departynge out of same porte, by wrytyng to suche marchaunt or marchauntes, to whom the sayde marchaunt alyen vitayler or other straunger hath employed or payed his money by hym receyued for his marchaundyses brought in to this land, witnessyng that

Marchant straungers.

vitayler.

lyng that he hath so done by suche persones as shall seme reasonable to the
Customer. customer or controller of the same porte and mayre bayliffe or other chyef
gouernour of any suche cytie borough or towne, where suche porte shalbe,
vpon payne of forfeyture of all his goodes beynge within this realme, and
to haue one yeres imprisonement. Prouyng alwaye to euery such marchaūte
vitayler and straunger his reasonable costes by the ouerlighte of the sayde
chief gouernour of the porte or place where suche marchaunte vytayler or
straunger shall arryue. The same forfeyture to be demeaned, iudged, execu
ted and departed in lyke maner and fourme by lyke actyons procesle & exe-
cucyon, as is symytte of other forfeytures in this acte before declared. And
bycause that many forfeytures towchynge the aforesayd statutes made be-
fore this tyme hath fallen before the sayde feaste of Ester, and by lykelyhod
wyll more fall by persons not doubtyng to offend & breake the lawe, which
persones ought by reaso to be punisshed in discouragyng of other hereafter
to offend. It is ordeyned by the auctoryte aforesayde, that the iustices of
Iustices of the peace. peace shall haue power to here and determyne all maner defautes and for-
feytures towchynge euery of the premysses had or done before the feaste of
Ester nexte ensuyng, to be had and done agaynste the fourme of any statute
before this tyme therof made. The same forfeytures & euery of the in to be
iudged demeaned and departed in lyke maner and fourme by lyke actyon
procesle and execucyon as before is symytted and declared of & for the sayde
forfeytures before reherced in this presente acte and ordinaunce. Prouided
alwayes, that this acte extend not to any Emballatour or other straunger,
Emballa-dour. cōmen or to come in to this realme, or to passe out of the same by the kinges
Money. lycence, as for any money of gold and syluer, plate or bolles or iewell, or any
ornament of syluer or golde concernynge his person, brought by hym in to
Herauld. this realme, or to any Emballatour of the kynge, Herauld, Purcenaunt, or
Messenger, which shal passe oute of this realme beyond the see by the kynges
lycence, or to any marchaunt goynge ouer the see to bye any wyne to be
brought in to this realme, as for to carye with hym onely a lytel cuppe called
a tastter for wyne. Prouyded also, that this acte extend not to any of thynha
Calais. bitaūtes denyzyns or straungers to come or go to and fro the towne of Ca-
leys or the marches of the same, nor to the dwellars and trauaylers of the
same, for any money by them or any of them to be conueyed or caried to any
places or countrey out of the sayde towne & marches, other than the money
of this realme, or money of other countreys to be caried out of this realme.
And to the intent that due notyce maye be herof had to the kynges liege
people in this partye, letters of proclamacyon vnder the kynges seale vpō
this ordynaunce shalbe made to euery countye of this realme and other pla
ces necessarye in all good hast. This ordynaunce to endure from the sayde
feast of Ester, tyll thend of. iii. yeres than next folowynge. Prouyded also
that this acte, as for the parte of any forfeyture cōteined in the same, which
may parteyne to the kynge, shall not extend to gyue hym any such parte of
suche forfeyture to be had or made within the principalitie of wales, the
duchy of Cornewall, nor the erldome and counties palantynes of Chester
and Flynt,

and Flynt, nor any of them. Also it is ordeyned by the auctoryte aforesayd, that the noble & excellent prynce Edwarde the kynges fyrst begoten sonne, prynce of Wales, duke of Cornwal, and erle of Chester, shal haue perceyue and enioy, as to his heyres prynces of Wales, dukes of Cornwal and erle of Chester beyng the fyrst begotten sonnes of the kynge of Englande, all and euerye suche parte of forfaytures, whyche shalbe made or forfayte within the sayde prynciparyte, duchy, erldome, countyes palantynes or any parcel of anye of them, in as ample and large fourme as the kinge ought or maye haue such parte of forfayture in any other place by reason of any other acte made in this parlyament, anye acte made or to be made in this present parlyament to the contrary notwithstandyng. Prouided also that this acte for the diuision & partycion of any forfayture therin conteyned, shal not extend to or for any forfaiture to be had or made within the liberties or franchyses of william byshop of Durham. And it is ordeyned by the sayde auctorite, that William byshop of Durham & his successours byshops of Durham, shal haue all suche particyons and forfaytures, whiche shall happen within the sayd lyberties and fraunchyses, in as ample and large fourme as the king shulde or ought to haue in anye other place by force of this acte. Prouyded always that this acte nor none other acte or statute made or to be made in this present parliament, shal extend to be preiudicyal or hurtful to thabbot of the monastery of westmynster for the tyme beyng, or to the abbot and couent of the same monasterye for the tyme beynge, nor to anye person for the tyme dwellynge resyaunt or beynge within the same monasterye, or within any place parteynyng to the same monasterye, or within anye place within the preyncte fee or fraunchise of the sayd abbot, or of the sayd couent, or to any of the ryghtes, priuileges lybertes, fraunchises, immunyties or other thynge graunted by the kinge or any of his progenitours or possessours of the royal estate and crown of England, to the abbot and couent of the sayd monasterye and theyr successours ioyntly or seuerally in any maner hereto fore parteynyng. Prouyded also that the abbot of the sayde monastery and couent of the sayd monasterye and theyr successours, shal haue hold and inioy frely and effectually al the sayd ryghtes, liberties, priuileges, fraunchises, immunitees, & all other thynges in ye fourme aforesayd to them graunted, by what so euer name or names they be named or called ioyntly or seuerally in anye letters or wrytyng theruppon made, anye acte or ordynaunce made or to be made in other maner or thyng cõtrary notwithstandyng. Prouided always that this acte nor none other acte ordinaunce or statute made or to be made in this parlyament, shalbe in any wyse preiudiciall or hurtful to the deane for the tyme beyng of the kinges free chapel of saint Martyns le graund in London, nor to the deane and chapitre for the tyme beynge of the same chapel, nor to any person or persones for the tyme dwellynge resyaunt or beyng within the same chapel, or within any place or places within the preyncte fee or fraũchyse of the sayde deane or deane & chapitre. Nor to any of ye sayd rights, priuileges, liberties, fraũchises, immunitees or other thinges by the kyng or any of his progenitours predecessours or possessors

Bysshop of Durham.

Deen of. S. Martins le graunde.

of the royall estate & crowne of England to the deane & chapitre of the sayd chappel and theyr successours joyntly or severally in any maner graūted or in any maner heretofore purveyynge. And also provyded that the deane of the sayd chapell and deane and chapitre of the sayd chapell have hold & enioy entierly freely and effectually all the ryghtes, privileges, liberties, fraūchyses, immunitees & al other thinges in fourme aforesayd to them graunted by what so ever name or names they be named or called joyntly or severally in any lettres or wrytinge thereupon made, any acte, ordinaunce or statute made or to be made in anye other maner or thynge contrarye not withstandyng.

Cap. ii. Feyres.

¶ Item where as dyvers fayres be holden and kepte in this realme, sum by prescrypcyon alowed before justyces in eyre, and sum by the graunt of our soverayngne lorde the kinge that nowe is, and sum by the graunt of his progenitours & predecessours: And to everye of the same fayres is of ryght pertenyng a court of Pypowdres to mynistre in ȳ same due justice in this behalfe, in which court it hath ben all tymes accustomed, that every person cōming to the sayd fayres shuld have lawful remedy of all contractes, trespasses, covenauntes, bettes and other feates, or otherwyse made & cōmitted within any of the same fayres during the tyme of the same fayre, and within the jurisdiction of the same, and to be tryed by marchaūtes beynge of the same fayre, whiche courtes at this daye be myvsed by stewardes, undersewardes, bayliffes, cōmyssyoners and other mynysters holdyng and governyng the sayd courtes of the sayd fayres for theyr synguler profyt, holdyng pleas by playntes aswell of contractes, bettes, trespasses and other feates done and committed out of the tyme of the sayd fayres, or the jurisdictyō of the same, wherof of trouth they have no jurisdictyon, surmysyng the same bettes, trespasses, covenauntes or other feates to be done within the tyme of the fayres, or within the jurisdictyon of the same fayres, where of trouth they were not so. And sum tyme by the magnyfycencyon of suttil disposed people dyvers fayres be feyned, and trouble them to whom they longe expl wyl to this entent, that they for lucre shall have favorable enquestes of ȳ cōmenners of the sayde fayres, where they take theyr artycles. And whereby dyvers persones comyng to the same fayres be greatly vexed and troubled by feyned actyons, and also by actions of bettes, trespasses, fentes and contractes made & committed out of the tyme of the sayd fayre or the jurisdictyon of the same, contrarye to equyte and good conscience, whereby the lordes of the same fayres doth lose great profyte by the not cōmynge of dyvers marchauntes to theyr fayres, whiche by this occasyon do them absteyne, & also the cōtens be observed of such stuffe and marchaundyse, which otherwyse shulde come to the same fayres: Our sayde soverayne lorde the kynge, consyderyng the premysses, by the advyse and assent of the lordes spirituall and temporall, and at the requeste of the comens in the sayd parlyament assembled, and by the auctorytie of the same hath ordeyned & stablysshed, that fro the fyrst day of May nexte ensuyng, no stewarde, understeward, bayliffe nor commyssarye, nor other mynyster of any suche courtes of Pypowdres, shall

Courte of Pipoudres.

hold

holde plee vpon any actyon at the suyte of any person or persones, onles the pleyntyffe or pleyntyffes or his or theyr attourney in the presence of the defendaunt or defendauntes, do sweare vpon the holy Euangelyst vppon the declaracion, that the contracte or other feate conteyned in the sayd declaracyon was made or committed within the sayre, and within the tyme of the same sayre where he taketh his action, and within the iurisdiction and boũdes of the same sayre. And notwithstandynge that the pleyntyffe or pleyntyffes doo afferme the same, yet neuertheles the sayde defendaunt or defendauntes shall not be concluded by the same, but shall answere and plede to the actyon, or in abatement of the pleyntes, and to proffer an yssue that the same contracte tresspas or other feate conteyned in suche declaracyon, wher upon the pleyntiffe or pleyntiffes do declare, was not committed nor done within the tyme of the sayre & iurisdictyõ of the same, but out of the tyme of the sayre, or at other places out of the iurisdictiõ of ỹ same sayre, accordyng to the trouth in this behalfe. And if it be so tryed, or ỹ the pleintiffe or pleyntyffes or theyr attourneys do refuse to make the othes in the fourme aforesayd, that than the defendaunt or defendauntes shalbe quyte dismyssed and discharged in this partie out of the same court, the partie pleyntyffe to take his auauntage at the comen lawe or other place conuenient as shall to him seme good notwithstandynge this ordynance. And that euerye stewarde vndersteward baylyffe and cõmyssary or other myntster, holdynge rulynge or gouernyng any of the sayd courtes that doth the cõtrary of this ordinaũce, shall forfayt for euery defaute in this behalfe. C.s. The one halfe therof to our soueraygne lord the kynge, and the other halfe to hym that wyll in this behalfe pursue his actyon vpon this statute by actyon of dette in his owne name. And that wrytte of Proclamacyon be in all good haste dyrected to euery sheryffe of euery countie of Englande to make this ordynaunce to be proclaymed in euery sayre within his countye aswell within fraunchyse as without. This acte to endure from the sayd fyrst daye of May tyll the fyrst daye of the nexte parliament. Prouided alwaye that this acte nor nothyng comprysed in the same acte be hurtefull or prejudicyall to Wyllyam nowe Bysshop of Durhame, nor to his successours within the lybertie and fraunchyse of the bysshoprych of Durham. Bysshop of Durham.

¶ Item where as by the lawes of this lande no persone shulde vse anye vnlawefull games, as dyce, coytes, tenys and suche lyke games, but that euery person strong and able of body shulde vse his bowe, because that the defence of this lande was moche by archers, contrarye to whiche lawes the games aforesayde and many newe ymagyned games, called closhe, kayles, halfebowle, handin and handout, & quekboyde be dayly vsed in diuers parties of this lande, aswell by persones of good reputacyon as of small behauoyr: And suche euyll disposed persounes that doubte not to offende god in not obseruyng theyr holy dayes, nor in breakynge the lawes of the lande to theyr owne impouerysshment, and by theyr vngracious procurement and encouragyng, do bryng other to such games, tyll they be vtterly vndone and impouerysshed of theyr goodes, to the perneycous example of dyuers of the Cap. iiii. Games vnlawfull.

kynges lyege people of suche vnprofytable games shuld be suffred long to contynue, bycause that by the meane therof dyuers and many murders robberyes and other heynous felonyes be often tymes committed and done in dyuers partes of this realme, to the great inquyetyng and trouble of many good and well disposed persones, and thymportune losse of theyr goodes, whyche playes in theyr sayde offences be dayly supported and fauowed by the gouernours and occuppers of dyuers houses, tenementes, gardeyns, and other places, where they vse and occuppe theyr sayde vngracyous and turmentable games: Our soueraygne lorde the kynge in consyderacyon of the premysses, by thaduyse of the lordes spirituall and temporall, and the comyens in the sayde parlyament assembled, and by auctorytie of the same hath ordeyned, that after the feast of Ester next comyng, no persone gouernour nor occuppier of anye house, tenement, gardeyn or other place within this realme, shall wyllyngly suffre any person to occuppe or play any of the sayd games called closh, kayles, halfebowle, handyn and handout, or quekborde or any of them, within any of theyr sayd houses, tenemētes, gardeyns or any other place, vppon peyne to haue the imprysonement of thre yeres, & to forfayt and lose for euery offence xx.li. The one halfe therof to our soueraygne lorde the kynge, to be applied to the vse of his house, in all suche places where such forfayture shal happen to fall, other than where any person ought to haue the forfaiture of the goodes of felons and fugityues, by any lawfull graunt auctorytie of parlyamente or otherwyse. And it is ordeyned by the sayd auctorytie, that all such persons theyr heyres & successours, whyche ought to haue any suche forfaytures in suche places, shall haue all suche halfe as shall be hereafter forfayt by anye of the premysses: And the other halfe therof to hym or them that in this behalfe wyll pursue by action of dette or the commen lawe: In whyche actyon, lyke processe, tryall, iudgement, costes, damages, & execucyon, shalbe had as is vsed in other actyons there pursued. And that no persone from the sayde feaste of Ester shall vse any of the sayde games called closh, halfebowle, kayles, handyn and handout, or quekborde, vpon peyne of two yeres imprisonement, and to forfayte for euerye defaute xl.li. The one halfe therof to our soueraygne lorde the kynge, to be applied to the vse of his house, in all suche places where suche forfayture shall happen to fall, other than where any person ought to haue the forfayture of the goodes of felons and fugityues by any lawful graut, auctorytie of parlyament or otherwyse. And it is ordeyned by the sayde auctorytie, that all suche persones, theyr heyres & successours, whiche ought to haue any suche forfaytures in suche places, shall haue all such halfe that shalbe hereafter forfayt by any of the premysses: And the other halfe therof to hym or them that in this behalfe wyll sue by accyon of det in lyke maner and fourme to be had, tryed, ruled, and ordred as is aforesayde.

Cap. iiii. Item where as in dyuers partes of this realme great damage hath ben and dayly is, and by lykelyhod in tyme to come wyll greuously growe for defaute of trewe, sensonable and sufficyent makynge, whytynge, and annealyng of tyle called playn tyle otherwyse called Thakkyle, Roftyle, or reaf-

tyle,

Tyle.

tyle, coynertyle, and gutter tyle, to be made within this realme: Our ſouereaigne lorde the kynge (the prempſſes conſydered) for the vniuerſall welthe of his realme, by the aduyſe of the lordes ſpirituall and temporall, and at the requeſt of the cõmens in the ſayde parlyament aſſembled, and by auctorytie of the ſame hath ordeyned and eſtablyſſhed, that all and euery perſon or perſones, whiche hereafter ſhall vſe the occupacyon of makynge of anye ſuche tyle as before is ſayde, ſhall make it good, reaſonable, able, and ſufficient, and wel whyted and anealed. And that the grounde wherof any ſuche tyle ſhalbe made, ſhalbe dygged and caſte by before the fyrſte daye of Nouember next before that they ſhalbe made, and that the ſame erthe be ſtered and turned before the fyrſt day of Febzuary than nexte folowyng, and that the ſame ground before it be put to makyng of tyle, be truely wrought and tried from ſtones. And alſo that the beynes called Malme or Marle and chalke lyeng comenly in the grounde neere to the land conuenient to make tyle after the diggyng of the ſayd grouñd, wherof any ſuch tyle ſhalbe made, ſhalbe well, lawfully, and truely ſeuered and caſt fro the lande, wherof any ſuche tyle ſhalbe made. And that euerye ſuche pleyntyle ſo to be made, ſhall conteyn in lengthe. x. ynches and an halfe, and in brede. vi. ynches, & a quarter of an ynche. And in thyknes, halfe an ynche and halfe a quarter at the leſte. And that euerye ſuche roſetyle or creaſtyle ſo to be made, ſhal conteyn in lengthe. xiii. ynches, and the thyknes of halfe an ynche and halfe a quarter at the leſte, with conuenyent depnes accordyng. And that euerye gutter tyle and couertyle to be made, ſhall conteyne in length. x. ynches & an halfe, with conuenyent thyknes brede and depnes accordynge. And yf anye perſon or perſones ſet to ſale to any perſon or perſons any ſuch tyle aboue ſpecifyed, made or to be made againſt the ſayd ordinaunce: than the ſellar therof ſhal forfayt to the byer of the ſame, the double value of the ſame tyle, and beſydes that, ſhall make fyne and raunſome to the kynge at his wyll. And that euery perſon that feleth hym ſelfe greued, and wyll ſue in this behalfe, ſhall haue an actyon of det agaynſt the offenders, wherin ſhalbe made and had lyke proceſſe recouere and execucyon as is or may be at this day in any other actyons of det purſued at the cõmen lawe. And that the pleyntyffe in euery ſuche actyon (yf it be founde with him) maye recouer agaynſte the defendaunt in the ſame actyon his reaſonable coſtes and expenſes of his ſute. And that the defendaunt in any ſuch actyon ſhall not be admytted to wage his lawe, or to haue anye eſſoyn or protectyon allowed, nor no aduauntage by furchynge of eſſoyne or diſtreſſe. And alſo that the iuſtices of peace for the tyme beyng within any countye of this realme, and euery of them ſhall haue full power to enquere here and determyne by theyr diſcrecyons, aſwell by examynacyon or otherwyſe, the defautes, offences and treſpaſſes, whiche ſhall happen to be done againſt this ordynaunce, aſwell at the kynges ſuyte as at the parties, whiche ſhall feele hym ſelfe greued in ỹ behalfe. And yf it be founde or maye appere to the iuſtices of peace or anye of theym by examynacyon or otherwyſe by theyr diſcrecyon, that anye perſone or perſons hath offended contrarye to this ordynaunce, that than the ſame iuſti-

Iuſtices of the peace.

ces, before whom it shalbe found or appere, shal assesse vpon the offender in this behalfe no lesse fyne, than for euerye thowsande of playnetyle set to sale contrarye to this ordynaunce. v. s. And euerye hundred rofetyle. bi. s. bttt. d. And for euerye hundred corner tyle or gutter tyle. ii. s. solde contrarye to this ordynaunce. And that lesse fyne be made after the rate of the same by the discrecyon of the sayde iustices or any of them. And that the same iustices shal haue full power to call before them or any of them, at any tyme and place requisyte, suche and so many persones as by theyr discrecyon haue or shall haue best experyence or knowledge in the occupacyon of makynge of tyle, to serch & exampne the diggyng, castyng, turnyng, departyng, makyng whytyng, & anelyng aforesayd. And that the same person or persons, which so shalbe assygned sercheours, shall haue full power to make suche serche. And that no personne put no suche tyle to sale before ꝑ it be serched by the sayde sercheours, vpō peyne of forfayture of the same tyle. And yf the same sercheours or any of them do fynde, that any person or persons exercysyng the occupacyon of tyle makyng, do them offende cōtrarie to this ordinaūce, that than the same sercheours shall present suche defautes before the iustices of peace at theyr nexte sessyons. And that euery such presentement be as stronge and effectuall in the lawe as the presentement of xii. men. And that suche sercheours so to be ordeyned, assygned, & deputed, shall haue of euery suche tylemaker for his labour of the serche for euery thowsand playn tyle serched. i. d. Of euerye. C. rofetyle an ob. And euerye hundred couer tyle and guttertyle a. ꝑ. And that the same sercheours shall do and execute theyr effectuall deuoyr and dilygence in this behalfe accordynge to this ordynaunce, vpon peyne of forfayture to our soueraygne lorde the kynge for euerye defaute in this behalfe. r. s. And that the iustices of peace shall haue power to exampn, enquyre, and determyne the defautes of suche sercheours in the presymptyons in lyke fourme as aboue is ordeyned for the defautes of tylemakers. This ordynaūce to begynne to take effecte at the feast of sayne Michaell nexte commynge, and not before.

Sercheours of Tyle.

Cap. b.

¶ Item where as by an acte made in the parlyament of oure sayde souerayngne lorde the kynge, holden at Westmynster in the fourthe yere of his reygne, it was ordeyned establysshed and enacted amonges other thynges, that all wollen clothes, halfclothes, streptes, & karseys of a certeyn lengthe and brede especified in the same acte, and beyng of the perfytnes of making also comprised in the same acte, shuld be from the feaste of sayne Peter called ad vincula, whiche was in the yere of our lorde god. M. CCCC. lxb. sealed with a double pryuy seale to be deuised and ordeyned by ꝑ treasorer of England for the tyme beyng, witnessynge the trewe lengthe & brede and faythfull makynge. Also by the same acte it was ordeyned amonges other thynges, ꝑ the treasorer of England for the tyme beyng, shulde haue power and auctorytie to make suche and as many kepers of the same seales, as he shal thynke necessarie. So that no straunger borne shulde be made kepe of the same kepers. And that euerye of the said kepers so to be made, shal yere ly accompte of the reuenues of theyr sayde offyces in the escheker of oure

wollen clothes.

Seale.

Treasourer of England.

souerayngne

ſouereaigne lorde the kynge before the treaſorer of England and the barõs there for the tyme beyng, the wyng in the ſame accomptes the nomber of all the clothes, halfeclothes, ſtreytes, and karſeys ſealed by them, with the names of the owners therof. Euery of the ſayde kepars to be rewarded yerely at his ſayd accompte for his labour and diligence had in this behalfe, at the reſcept of ꝑ ſayd eſcheker by the diſcrecyon of the ſayd treaſorer and barons, without paymẽt of any thyng in the ſayd eſcheker for the makyng of his ſayd accompte, as in the ſayde acte therof made is more largely conteyned. The kynge certeynly perceyuyng, that after the makynge of the ſame acte, he hath had yerely more greuous loſſe by the apprꝛouement of the ſubſidie and aulnage and clothes than he had at any tyme before the ſayd acte of apprꝛouemẽt made. For the ſame and for dyuers other great cauſes mouyng hym, by the aſſent of the ſayd lordes ſpirituall and temporall, and the comens in this preſent parlyament aſſembled, and by auctorytie of the ſame parlyament hath ordeyned, eſtabliſſhed and enacted, that from the feaſt of Eſter next cõmynge, all the wollen clothes, halfeclothes, ſtreytes, & karſeys beynge of good and perfyte makyng, of lengthe and brede after the fourme of the ſayde acte made in the ſayde fourthe yere, ſhalbe ſealed with ware at bothe endes, takyng no more for the ſame bothe ſeales, thã before was taken for the ſealyng of an hole cloth, halfecloth, ſtreyt or karſey. Excepte onely, that in the cytte of London, and in the towne of Weſtowe, all the clothes that ought to be ſealed, ſhalbe ſealed with leade as hath ben there accuſtomed. Moreouer it is ordeyned, enacted and eſtabliſſhed by the auctorytie aforeſayd, that the ſayd treaſorer of England for the tyme beyng, ſhal haue power and auctorytie to let to ferme the ſubſidie and aulnage of clothes, whiche ought to be ſealed, vnto perſones wyllynge to haue the ſame to ferme by ſuffycyent mayn prꝛyſe in the fourme as was vſed and done before the ſayd ſtatute made in the ſayde fourth yere. The fermours to haue the one halfe of the forfeyture of all the clothes and peces of clothes to be ſette to ſole not ſealed with ꝑ ſayd ſeales to theyr owne vſe, payeng therfore and for the ſayd ſubſidie and aulnage to our ſouereaigne lorde the kyng at his eſcheker ſuche yerely ſommes of money, as ſhalbe agreed betwayt the treaſorer of Englande and them, and to be accomptauntes to the kynge of the other halfe of the ſayde forfeyture at the ſayde eſcheker. The ſayde ſtatute made in the ſayd fourth yere not withſtandyng.

London. Weſtowe. Aulnage.

Cap. vi. Item where as by a ſtatute in the laſt parliament holden at weſtmynſter it was ordeined, that the olde ſhyrryffe of euery countie myghte execute and retourne euery writ, precept or warrãt in any of the kynges courtes within the terme called Michaell terme, after the. vi. daye of Nouember, and before any writ of diſcharge to him delyuered of his occuppyng of ſhyrryffe without greyf, damage, or peyne, by the ſame ſtatute remembred, as in the ſame doth more largely appere. And bycauſe that the wordes of the auctorytie gyuen by the ſayde acte to the ſayd olde ſhyrryffe, be very eſpecyall and not generall ynought for the compaſſe purpoſed or entẽded by the ſame acte. It is therfore ordeined by auctorytie of this parlyament, that euery

Shyrryffes.

olde shyrzue of euery countye remembred in the sayde laste parlyament, frō the. vi. daye of Nouember nexte to come, shall haue full auctorytie & power aswell lawfully to execute and retourne euery writ precepte or warant in euery of the sayde courtes of the kynge delyuered to hym, as to do and execute euery other thyng, which to the office of shyrzyffe lawfully partayneth, at all tymes durying the sayde termes of sayut Michaell and of sayut Hylary. Onles he be before the same tyme lawefully discharged of his occupacion of shyrzyffe, without sustaynyng any damage, forfeiture, or payne by cause therof. Any acte ordynaunce or prouision before made to the cōtrarye in any wyse notwithstandyng.

Retorne of writh.

Cap. vii.

Parliament.

¶ Item where as in the moste dolorous absence of our soueraygne lorde the kynge out of this his realme, beynge in the partyes of Holand, and before his victorious regresse into the same realme, in a pretensed parliament vnlawfully and by vsurped power sommoned by the rebell and enemye to our soueraigne lorde the kynge, Henry the. iv. late in dede and not of ryght kynge of England, holden in the palyce of westmynster the. xxvi. day of Nouembet, the. xi. yere of our soueraigne lord the kyng that now is, vnder the colorred tytle of the sayde Henry the. xix. yere of thynchoacyon of his pretensed reigne, and the syxte yere of the vsurpacyon of his vsurped power & estate, dyuers and many maters were treated, cōmuned, wrought, to the destructyō and diseheryson of our soueraigne lorde the kynge, and of his blood royall, by the labour and exortacyon of persons not featynge god nor wyllynge to be vnder the rule of any erthely prince, but inclyned of sensual appetyte to haue the hole gouernaunce and rule of this realme vnder theyr power and dominacyon, whiche communicacions, treates, and worckynges doth remayne in wrytynge, and som exemplyfyed, wherby many inconueniences may ensue to our sayde soueraigne lorde the kynge and his blood royal (whiche god defend), as al noble men at this tyme attendynge about the kyng, and al his other liege people and subiectes, onles due remedye be prouided in this behalfe. Our said soueraigne lorde the kynge, by the assent of the lordes spirituall and temporall, and at the requeste of the cōmens in the sayd parlyament assembled, and by auctorytie of the same, for the suertie of his noble person, his noble issue, and the inheritable succession of the same, and for the suertye of all the lordes noble men and other his seruauntes and subiectes, hath ordeyned and stablysshed, that the said pretensed parliamēt, within all the contynuaunces and circumstaunces dependynge vpon the same, be voyd and of none effecte. And that all actes statutes ordynaunces, treates, communycacyons, conuencions and worckynges in the sayd pretensed parlyament treated, communed, accorded, wrought had, or by the auctorytie of the same parliament enacted and ordeyned, and all exemplificacyōs made vpon the same or any parte of them, and euery of them, shal be seuered, cancelled, voyd, vndone, reuoked, repealed, and of no force nor effecte.

¶ Statutes made at westmynster in the xvii. yere of the reygne of kynge Edwarde the fourth.

OUr soueraigne lord the kyng Edward the fourth, at his pa-
liamẽt holden at westmynster, the .xx. day of Januarye, in the
xxii. yere of his reigne, to thonour of god, and for the welth
of his people of this his realme, by the aduyse and assent of
his lordes spirituall and temporal, and at the request of his
comens in the sayd parlyament assembled, hath ordeyned
and established certeyn statutes & ordynãces in maner & fourme folowyng.

Cap. i.

Apparayle.

FYrst because that our soueraigne lorde the kynge hath conceyued by
peticyon made to hym by his comens, that dyuers statutes and ordynan-
ces touchynge the restreynt of excessyue apparayle of the people of his real-
me, were ordeyned and made, and that for ỹ none due execucyon of the same
statutes, his sayde realme was fallen into great myserye and pouertie, and
lyke to fall in more greatter, onles the better remedye be prouyded, whe-
rupon our sayde soueraygne lorde the kynge, by the aduyse, assent and au-
ctoryte aforesayde hath ordeyned and stablyshed, that no maner person,
of what estate, degree or cõdicyon that he be, shal weare any clothes of gold
or sylk of purpyll colour, but onely the kynge, the quene, the kynges mo-
ther, the kynges chyldren, his brother and susters, vpon payne of forfeture
for euery defaute .xx. li. And that none vnder the estate of a duke shal weare
any clothe of golde of tyssue, vpon payne of forfeyture for euery defaut .xx.
markes. And that none vnder the estate of a lorde, shall weare playne cloth
of golde, vppon payne to forfeyte for euerye defaute .x. markes. And that
none vnder ỹ degree of a knyght, shall weare any veluet in theyr doblettes
nor gownes. Nor none vnder the same degree weare any damaske or satyn
in theyr gownes, but onely esquyars for the kynges bodye, vpon payne to
forfeyt for euery defaute .xl.s. And that no yemen of the crown, nor none
other shall vnder the degree of an esquyar or gentylman, weare in theyr
doblettes damaske or satyn, nor gownes of chaunbret, vppon payne to for-
fayte for euerye defaute .xl. shellynges. And that none vnder the estate of a
lorde, weare any maner of wollen clothe made oute of this realme of Eng-
lande, Irelande, wales and Caleys, nor weare any furres of sables, vppon
payne to forfayte for euerye defaute .x. pounde. And also it is ordeygned
and stablyshed by the sayd auctoryte, that not seruaunt of husbondry nor
cõmon laborer nor seruaunt to any artyficer oute of cytye or borough, shal
weare in theyr clothynge any cloth, wherof the brode yarde shall passe the
pryce of .ii. shellynges. Nor that any of the sayd seruaũtes or laborers, shall
suffer theyr wyues to weare any clothynge of hyghar pryce than is before
lymyt to theyr husbondes. Nor theyr shall not suffer theyr sayde wyues to
weare any reyle called a kerchief, whose pryce exceedeth .xx.d. Nor none of
the sayde seruauntes or laborers, shall weare any hosen, wherof the payre
shall passe .xiiii.d. vppon payne to forfayt for euerye defaute .iii.s. iiii.d.
Moreouer it is ordeyned, ỹ the iustyces of peace in euery countye, maysers,
shyryffes, baylyffes, maisters and other chyef officers of cytyes, burghes,
townes of the .v. portes, and other corporate townes within this realme,
shall haue power and auctoryte to enquyre here and determyne al the sayd

defautes

defautes and forfeytures and euery of them, to be made & had with in theyr
seuerall iurisdictyons, as well by enquyrye as by due examinacyon, and the
maters and causes concernyng the sayd offences and forfeytures to deter-
myne by lyke proceſſe and iudgement, and in like maner and fourme before
attenynder in this behalfe, as is before the iustices of peace commynly vsed
of treſpas done with force and armes agaynſte the kynges peace, and after
the attenynder lyke execucyon. And if any mater touchynge any of the sayde
offences be remoued of any of the sayd iustices of peace mayre or any other
officers before named, to be had before the kyng in his bēche, that than the
iustices to the pleas before theym to be holden assygned, shall haue power
to awarde lyke proceſſe & lyke execucyon in this behalfe as before is sympt.
And it is ordeyned by the sayd auctoryte, that all the sayd paynes and for-
feytures, except suche paynes and forfeytures in & for the premyſſes, which
shal happen to be and growe within the county palātyne of Cheſter, Eram
shyre, and the byſshoprycke of Durham, shalbe to the kyng, to be employed
to the expenſes of his honorable house. And that such paynes and forfeytu-
res in & for the premyſſes within the sayd coūtypalātyne of Cheſter, shalbe
to my lorde the prynce. And suche paynes and forfeytures in and for ỹ pre-
myſſes within Eramshyre, shalbe to the archebyſshop of Yorke and to his
ſucceſſours. And suche paynes and forfeytures in and for the premyſſes
within the sayd byſshoprycke of Durham, shalbe to the byſshoppe of Dur
ham & his ſucceſſours. Prouided alwayes that this acte extend nor be pre-
iudycyall to or for any woman, excepted the wyues and ſeruauntes of la-
borers. Also it is ordeyned by the auctoryte aforesayde, that al ordynaūces
and statutes before this tyme made of array and apparell, shalbe by aucto
ryte of this present parlyament voyd & of none effecte nor force. And that
this acte begynne and take effecte after the feaſte of the Epyphanye nexte
commyng, and not before. And it is ordeyned and enacted by the auctoritie
aforesayde, that no maner perſone, vnder the eſtate of a lorde, shall weare
from the sayde feaſte any gown or mantell, onles it be of suche lengthe, that
he beyng vpryght, it shall couer his pryuy membres and buttockes, vppon
payne to forfeyt to our ſoueraygne lorde the kynge at euery defaute. xx.s.
And lyke examynacyon, proceſſe and iudgemēt shalbe therin had, as in the
premyſſes is ordeyned. Prouyded alwayes that this ꝑsent acte for apparel
shal not be preiudycyall to the lybertie in wearyng of clothe & furre, purple
and clothe of gold onely excepted, of syr Thomas Mountgomery, syr Tho
mas Burgh, syr Thomas Vaughan, syr Johñ Don, syr wallyā Parre, syr
Thomas Deſeyt legger, syr Thomas Bourghchyer, syr Thomas Grey,
nor of mayſter Dyuer the kynges ſecretary nor any of thē. And prouyded
also that the ſame acte for apparell be not preiudycyall to mayſter Johñ
Gunthorpe deane of the kynges chapel. Nor to syr Johñ Eleyngton trea-
ſorer of the kynges house, nor to any of them, as before.

Cap. ii. Item where as diuers diſceytes haue ben vſed and done as well in the
Salmon well and meaſures of baſſels called buttes, barels, & halfe barels, ordeined for salmō
And barels, halfebarels, & syrkyns ordeyned for herrynge ales, and other

barelled

barreled fysshe, as in the packynge in the same vessels of euery of the sayde fysshes before named, to the great damage of the kyng, the lordes spirituall and temporall, and other of the kynges faythfull subiectes. For reformacion wherof, our sayd soueraygne lorde the kyng, by the aduyse assent and auctorytie aforesayd hath ordeyned and enacted, that no marchaunt straunger nor denyszeyn, after the feaste of saynt Michaell next comynge, shall sell nor set to sale any salmon by butte, barell or halfebarell or any other vessell, before that it be sene, except the same but do hold and conteyne. xxxiiii. galons, the barell. xvii. galons, the halfebarell. xvi. galons well and faythfully pakked, vpon payne of forfeyture for euery butte barell and halfebarell so faylynge theyre sayde measure. vi. s. viii. d. Also that no suche marchaunt, beynge vnder the kynges obeysaunce, after the sayd feast of saynt Michaell shall sell or put to sale any maner salmon by butte or other vessell, except it be wel and faythfully pakked, that is to saye, the great salmon by hym self, without mynglynge with theym any gryles or broken belyed salmon. And that all small fysshe called gryles, shalbe pakked by them selfe onely, without any mynglynge, vpon payne of forfeyture and losse of. vi. s. viii. d. for euery butte, barell and halfe barell mynegled, pakked and set to sale contrary to this acte. Also that no marchaunte nor other person set any herynge to sale by barell, halfebarell, or fyrkyn, excepte the same barell conteyn. xxxii. galons, the halfebarell and fyrkyn after the same rate. And that the same herynge be well, faythfully and truly couched and pakked. And that it be of one tymes takynge and saltynge. And that the same herynge be as good & alwell pakked in the myddes & in euery parte of the same barell or other vessell, as it shalbe in the endes of the same barelles and other vessels, vpon payne to forfeyt. iii. shellynges. iiii. d. for euery barell, halfebarell & fyrkyn so faylynge theyr sayd measure, and also vpon payne of forfeyture and losse of. iii. shellynges. iiii. d. for euery barell, halfe barell, and fyrkyn of herynge sorted fals or pakked contrarye to this acte. Also that no suche marchaunte nor palyngman sell or set to sale any eles by barell, halfe barell or fyrkyn, excepte the same barell conteyne. xlii. galons, the halfe barell and fyrkyn after the same rate. Nor that any suche marchaunt nor palyngman do mynge any galleberten hozsed or pulled eles withe the good eles, but that the good eles be wel and fayrly pakked and solde by the selfe. Nor that they myngell with the good eles or put to sale any red eles vpon payne of forfeyture and losse of. x. s. for euery barell, halfbarell and fyrkyn so faylyng theyr measure. And also vpon payne of forfeyture and losse of. x. s. for euery barell, halfe barell and fyrkyn so myxte, pakked and set to sale as afore is sayde contrary to this acte. Also that no suche marchaunt after the sayd feaste sell or sette to sale any barelled fysh, excepte the same fysh be well and faythfully pakked that is to saye, the countable fysh commonly called talefysh by it selfe, & the smal fysh called gryles by the selfe, without any mynglynge of the sayde fysshes with the great fysshe. And without mynglynge or pakkyng of thokes or fysh with broken belyes with the sayd taylefysshe or small fysshe. And that the sayde talefysshe nor small fysshe be not

layd

faythfully packed.

Marchant.

Herynge well packed

Palyngman.

Eles well packed.

Fysshe wel packed.

layd double in the packyng. And that euery sale fysshe conteine in lengthe from the bone of the sinne to the thyrd ioynt of the taple.xxvi. ynches at the leste, and that the napes of all suche barelled fysshe shalbe no longer than the lytle bone that sytteth vpon the greate synne. And that the bone of euery such salte fysh shalbe taken a wape to the nauell of the same fysshe. And that euery suche fysshe be splatted or opened downe to an handfull of the taple vpon payne of forfeytyng and losynge of.iii.shellynges.iiii.d for euery barell of fysshe, which hereafter shalbe founde packed, sorted, myxte, naped, layd double, or not boned, nor splatted open, accordyng to this acte. Also in eschewyng the cõmyn damage and diseytes aforesayd. Our sayde soueraygne lord the kynge hath ordeyned and enacted by the auctorytie aforesayde, that al mayres, baylyffes and gouernours of cyties, boroughes, townes, marketes and al other places of this his realme for ỹ tyme beyng, where they be mayres, baylyffes or gouernours, shall haue power and auctorytie to name and chose discrete and expert persone or persones dayly to serche & gauge al such bessels as aboue be reherced, that they be faythfully packed, and kepe theyre faythfull measure and assyse accordyng to the ordynnances aforesayde. The one halfe of all the sayde fynes forfeytures and paynes & euery of them, to be to oure soueraygne lorde the kynge. And the other halfe to hym or them of his subiectes that shall seyse or pursue for the same by actyon of det by wrytt at the cõmyn law by byll or playnt after the custome of ỹ cytie or towne where any suche fynes forfeytures and paynes shall hereafter happen to be or fall. And that the defendaunt in any suche actyon be not admytted to wage nor do his lawe. Nor that any protectyon or essoyn in ỹ kynges seruyce for any suche defendauntes be allowed. Prouyded alwayes ỹ this acte be not prejudicial to any ꝑson or ꝑsons hauyng ỹ forfeyture of ỹ goodes of felõs fugitynes & dãpned ꝑsõs. Moreouer it is ordeyned & enacted by the auctorytie aforesayd, that euery suche person and persones shal haue & entoy lyke forfeytures of & in euery of the premysses within theyr fraunchises, as the kynge now hath in other places without.

Gaugeour.

Lohe.xi. of h.vii. Cap.xviii.

Cap.tii.

Sylke wrought.

¶ Item where as by a pyteous complaynt made in the same parlyament by men and women of the mystere and workemanshyp of sylke of the cytie of London, and other cyties, boroughes and townes of this realme, it was shewed, how that in the tyme of the reygne of oure soueraigne lorde the kynge ỹ now is a restreynt was made that certeyn thynges of sylke wrought redy wrought shuld not be brought in to this realme, after which restreynt expyred, so great multitude of stikes redy wrought as coyfes, rybans, laces call sylke and Coleyn sylk twyned hath ben brought in to this sayd realme by marchauntes straungers and other, that all the workers of the said mystery of sylkworkyng, as well men as women in the sayde realme hath ben greuously impouerysshed for defaute of occupacyon. Our sayd soueraigne lorde the kynge, in consideracion of the premisses, hath by the aduise, assent and auctorytie aforesaid ordeined and establisshed, that no marchaũt straũger nor other person, after the feaste of Ester next commynge, shall bringe, into this realme of England to be solde any coyfes, gyrdels, rybans, laces

call sylke

eal lyke or Coleyn lyke towned or wrought, vpon peyne of forfayture of the same, or of the valure therof, in whose handes they shalbe founde. The one halfe of the same forfayture to be to our souereigne lorde the kyng, and the other halfe to hym or theym of the kynges subiectes whyche shall sease the same, or pursue for the same by actyon of det by wryt at the comen lawe, or by bill or playnt after the custome of the cytie or towne where suche forfayture shal hereafter happen to fall or be. And that the defendaunt in any suche actyon be not admytted to wage nor doo his lawe, nor no protectyon nor essoyne in the kynges seruyce to be allowed for anye suche defendaunt. This acte to endure for .iiii. yeres nexte folowynge the sayde feast of Ester.

Cap. iiii.

¶ Item where as in the tyme of the noble progenitours of our souereigne lord the kyng that nowe is, and also in the tyme of the victorious reigne of our sayd souereigne lord the kyng that now is, his subiectes within euerye parte of this realme haue vertuously occupyed & vsed shotynge with theyr bowes, wherby & vnder the protectyon of almyghty god, victorious actes haue ben done in defens of this realme. Now so it is, þ the bowiers in euery part of this realme do sel theyr bowes at such a great & excessyue pryce, that the kinges subiectes disposed to shote, be not of power to bye to thē bowes, wherby shotyng is greatly dimynished & left, & vnlawfull games be vsed, contrarie to statutes & ordynaunces therupon made: Our sayd souereigne lord the kyng, consyderyng the premysses, by the aduyse, assent & auctorytie aforsayd, hath ordeyned, estably shed, & enacted, that from the feast of Ester next cōming, no bowyar nor other pson vsyng to sell or put to sale, or which hereafter shall vse to sell or putte to sale anye longe bowe or bowes of ewe, shal sell any of the same bowes to any of the kynges liege people aboue the pryce of .iii. shellynges .iiii. d. a bowe. And longe bowes of ewe vnder the value of the same pryce as the sellar and the byar therof maye reasonably agree and accorde, vpon peyne to forfayt for euery longe bow of ewe other wyse solde aboue the sayde pryce of .iii. s. .iiii. d. xx. s. The one halfe therof to our souerayngne lorde the kyng, and the other halfe to any of his lyege people that wyll therfore pursue and proue the sayde forfayture by actyon or actions of det, wherin lyke proces iudgement and execucyon shalbe had as is cōmenly vsed in actyons of det sued at the comen law. And that no defendaunt in any suche actyon or actions shalbe admytted to wage his law.

Bowers.

Bowes.

¶ Item it was shewed in the sayd parlyament, how that hattes, bonettes, & cappes alwel lengle as double, were wont to be faithfully made, wrought fulled and thycked by mennes strengthe, that is to saye, with handes and feet, and therby the makers of the same haue honestly before this time gayned theyr lyuyng, and kepte many apprentyces seruauntes and good houses, tyll nowe late that by subtyle ymaginacyon, to the destructyon of the labours and sustinaunce of many men, such hattes, bonettes and cappes haue ben fulled and thycked in fullyng mylles, and in the sayde mylles the same hattes and cappes be broken and disceytfully wrought, and in no wyse by the meane of any myll may be faythfully made, to the great domage of our souereigne lorde the kyng and of all his subiectes, and the fynall vndoyng

Cap. b.

Hattes and Cappes.

of ſuche whiche be the makers of ſuche hattes bonettes and cappes, onles the grace of our ſouereaigne lo3de the kyng ſhuld be to them ſhewed in this behalfe, and therupon to p3ouyde remedye: Our ſayd ſoueraygne lo3de the kynge, by thaſſent of the lo3des ſpirituall and tempo3all, and at the ſupplicacyon of his ſayde cõmens in the ſayde parlyament aſſembled & by the auctho3itie of the ſame hath o3deyned & p3ouyded, that no maner perſon after the feaſt of Eſter next cõmyng, ſhal ſul o3 thycke, o3 do to be fulled o3 thykked any hattes bonettes o3 cappes, double o3 ſingle, in any fullyng myl, o3 by the meane of any fullynge myll, vpon peyne to fo3fayte and to loſe. xl.s. as often as he ſhall do contrarye to this acte. And alſo that no perſone hat maker, capper o3 other what ſo euer he be, after the ſayd feaſt of Eſter, ſhall ſet o3 cauſe to be ſette anye hattes bonettes o3 cappes double o3 ſengle to be fulled o3 thykked, to any ſuche myll o3 by the meane of any ſuch myll, o3 ſet to ſale anye ſuche hattes bonettes o3 cappes double o3 ſengle, whiche after the ſayd feaſt ſhalbe ſo made, fulled o3 thykked, vpon peyne to fo3fayte and loſe the hattes bonettes & cappes ſo ſet as afo3e is ſayd to any ſuch mylle to be fulled o3 thykked, o3 otherwyſe ſet to be ſolde contrarye to this acte, and alſo to fo3fayt and loſe. xl.s. as often as any ſuch perſon ſhall ſet to fullyng o3 thykkynge o3 to ſale any ſuche hattes bonettes and cappes contrarye to this acte: The one halfe of the ſayde fynes fo3faytures and penalties and of euerye of them, to our ſoueraygne lo3de the kynge, and the other halfe to hym o3 them of the kynges ſubiectes, whiche ſhall ſeaſe the ſame o3 purſue fo3 the ſame by action of det, by wyrt at the cõmon lawe, o3 by byll o3 playnt after the cuſtome of the cytie o3 towne where anye ſuche fynes fo3faytures o3 penalties ſhall happen to fall o3 to be. And that the defendaunt in anye ſuche action be not admytted to do o3 wage his lawe, no3 no p3otectyon no3 eſſoyne in the kinges ſeruyce ſhalbe fo3 anye ſuche defendaunt allowed.

Fullyng of hattes and cappes.

This acte to endure from the ſayde feaſt of Eſter tyll the ende of two yeres than nexte folowyng, and no lengar.

Cap. bi.

Item where aſwell oure ſoueraygne lo3de the kynge as other lo3des, knyghtes eſquyars and other noble men of this noble realme of England, haue ben hertofo3e greatly replenyſched of markes and games of ſwannes in diuers parties of this realme of Englande, tyll nowe of late that dyuers kepars of ſwannes hath bought and made to them markes and games in the fennes and marſhes and other places: and vndercolour of the ſame and of ſurueyenge and ſerche fo3 the ſwannes and cygnettes fo3 theyre lo3des and mayſters, haue ſtollen cygnettes, and put vppon theym theyre owne marke, by whiche vnlawfull meanes the ſubſtaunce of ꝑ ſwannes be in the handes and poſſeſſyon of yemon and huſbandmen, and other perſonnes of lytyll reputacyon. wherfo3e it is o3deyned, eſtabliſſhed and enacted by our ſayde ſoueraygne lo3de the kynge, of the aſſent of the lo3des ſpirituall and tempo3al, and at the ſpecyall inſtauns and requeſt of the cõmens in the ſaid parlyament aſſembled, and by auctho3ytie of the ſayde parlyament, that no perſon, of what eſtate, degree, o3 cõdicion he be, other than the ſonne of our ſoueraygne lo3de the kynge, from the feaſt of ſaynt Michaell next cõmyng, ſhal

Swannes.

shall haue or possede any suche marke or game of his owne, or any other to his vse, shal haue or possede any suche marke or game, excepte he haue landes and tenementes of the estate of freholde to the yerely value of. v. markes aboue all yerely charges. And moreouer that euery person or persones now hauyng any such marke or game, shall sell or gyue the same betwyxte this and the feast of saynt Michell next comyng, to thuse of them to whom they shalbe so solde or gyuen. And yf it happen any person or persones, not hauynge landes of tenementes to the sayd yerely value, to haue or possede any suche marke or game after the sayde feast: that than it shalbe lawfull to any of the kynges subiectes, hauyng landes or tenementes to the sayd value, to sease the sayde swannes as forsayt. Wherof the kynge shall haue the one halfe, and he that shall so sease, the other halfe.

Item our sayde soueraygne lorde the kynge consyderynge, that dyuers subiectes hauynge woodes growynge in theyr owne grounde within the forestes of Rokyngham, and other forestes and chaces within his realme of Englande, or purliewes of the same, whiche haue cut theyr sayde wood, by cause the same subiectes myght not before tyme cut nor enclose theyr sayde grouñd, for to saue the yong spryng of theyr woodes so cut, any longer tyme than for. iii. yeres. The same yong spryng hath ben in tymes paste & daylye is destroyed with bestes and cattell of the same forestes chaces & purliewes, to the great damage aswell of his sayde subiectes, as of his deere, vert, and venison in theyr couert, and otherwyse to the very lykely destructyon of the same forestes, chases, and purliewes: By the assent of the lordes spirituall and temporall, and the commons in this sayde parlyament assembled, and by the auctoryte of the same, dothe ordeyne, establysshe, and enacte, that yf any of his subiectes, hauynge woodes of his owne growynge in his owne ground within any forest chace or purliewe of the same, within this realme of England, from the fyrst day of this parlyament, shall cutte or cause to be cut the same woode or parte therof by lycense of the kynge or of his heyres in his forestes, chaces or purliewes, or without lycence in the forestes chace or purliewe of anye other persone, or make anye sale of the same woode: it shalbe lawfull to the same subiectes owners of the same grounde, wherupon the wood so cut dyd grow, and to other suche persones, to whom suche wood shall happen to be solde, immediatly after the wood so cut, to cut and enclose the same ground with sufficyent hedges, able to kepe out all maner bestes and catell out of the same ground, for the preseruyng of theyr yonge spryngs: And the same hedges so made, the sayde subiectes maye kepe them continually by the space of. vii. yeres nexte after the same enclosyng, and repayre and sustayn the same asofte as shal nede within the same. vii. yeres, without suepnge of any other lycence or hym or of his heyres or other persons, or any of theyr officers of the same forestes chaces and purliewes.

Cap. viii. woodes. Forest. Chace.

Item oure souerayne lorde the kynge, for the suertye of the towne of Berwyke and the marches of the same, and to haue the same towne to be inhabyt with great nombre of his faythful liege people, which wold there bounde

Cap. viii. Berwyke.

Marchaunt. bounde and encreace by the repayre of marchauntes and marchaundyse and exercyse of the same, hath by thassent of the lordes spirituall and temporall, and the commens in the sayde parlyament assembled, & by auctoryte of the same parlyament ordeyned enacted and establysshed, that from the feast of the natyuitte of saynt Johñ Baptiste nexte commynge, all marchauntes, Marchãdise of Scotland whyche shall carye or brynge anye marchaundyse out of Scotlande or the yles of the same, into this realme of England or in Irlande or Wales, fyrst shall bryng the same marchaundyse to the sayde towne of Berwyke: And that none of the kynges lyege people, nor none other person vnder the kinges obeysaunce, shall bye any marchandyse brought out of Scotland, and carye the same or cause to be caryed into this realme of Englande, or anye other place vnder the kynges obeysaunce, but that the same marchaundyse be bought, solde, and customed at his sayd towne of Berwyke, except to the Carlile. cytie of Karleyle, and the portes or crekes parteynyng to the west marches. And that no maner marchaunt denyzen nor straunger vnder the kynges obeysauns, shal cary or conuey to sel any maner marchaũdise beyng within England, Irlande, or wales into Scotland, or the yles of the same, whyche be not vnder the kynges obeysaunce. And that none vnder the kynges lyegeauns and obeysauns, sell any maner marchaundise of England, Irland, or Wales, to anye of thynhabitauntes of Scotlande or yles of the same, in any place within England, Irland, or Wales, sauing onely to ỹ said towne of Berwyke & Karleyle aforesayd. And that no marchaũdise shalbe shipped in any creke or other place betwyxt Tynmouth and the sayd towne of Berwyke, but onely in the porte or hauen of the sayde towne of Berwyke. And that no maner person or persones, sauynge the burgesses and fremen of the Salmon. sayd towne of Berwyk, shal cause any salmon to be solde, whiche shalbe taken in the water of Twede. And yf anye persone or personnes offende or do with any maner marchaundyse aforesayde contrary to any of the sayd ordinaunces, the same person or persons shall forfayt all ỹ sayd marchaundyse. And that it shalbe lawfull to anye of the kynges lyege subiectes to sease all suche marchaundyse so forfayte, or els to pursue in his own name an action of det agaynst the same persone or persones, whiche so shall forfayt, conteynynge the somme of the value of the sayde goodes. And in the same actyon to haue lyke processe iudgement and execucyon, as is vsed in other actions of det by the course of the kynges lawes. And that in none of the same sutes and actyons anye protectyon or essoyne of the kynges seruyce be allowed, nor anye defendaunt admytted to do his lawe. And oure soueraygne lorde the kyng to haue aswell the one halfe of all such marchaundyse forfayt and seysed, as the one halfe of all such sommes of money whyche shalbe recouered by actyon in the fourme aforesayde, to pursue for the value of any suche goodes so forfayt. And the person or persons, whiche shall seyse and pursue in the fourme aforesayd, to haue the other halfe of the same. And by the said auctoryte it is ordeyned and enacted, that the marchauntes and fremen of the sayd towne maye of the grace of our souerayne lorde the kyng, haue to

ferme

ferme all waters royall and fyſſhyng places within the ſayd towne of Ber-
wyke and ſeygnowrye of the ſame, payenge for the ſame almoche as anye
other perſon wyll do. And that the ſame marchauntes & fremen and euerye
of them maye from henſforth haue occuppye and enioy to them theyr heyres
and ſucceſſours for euer, all lyberties, fraunchiſes and cuſtomes, whyche at
any tyme before parteyned to the ſayde towne. And that they maye ſhyp all
maner goodes and marchaundyſes there, and carye them to what place or
places, porte or portes, that they wyll, and there diſcharge, and the ſame re-
charge with corne or anye other vitayle or marchaundyſes, and bryng the
ſame to the ſayde towne of Berwyke for vitaylyng therof. Prouyded al-
wayes that this acte, nor none other acte made or to be made in the ſayde
parlyament, do not extend nor be preiudicyal to Wylliam byſſhop of Dur- Byſſhop of Durhame.
ham, nor to his ſucceſſours, in or for anye maner thynge parteynynge or in
any wyſe belongyng to him.

¶ Thus endeth the ſtatutes made in the tyme of
the noble kynge Edwarde the fourth.

STATVTES MADE AT VVESTMYSTER in the fyrſt yere of the reygne of kynge Rychard the thyrde.

RYCHARD by the grace of god kyng of England & France, and lorde of Irelande, the thyrde after the conqueſt. To the honour of god, and of holy churche, and for the cõmen welth of his realme of Englande, At his fyrſt parlyament holden at Weſtmynſter the .xriii. daye of Januarye, in the fyrſt yere of his reygne, by thaduyſe and aſſent of the lordes ſpirituall and temporall, and at the requeſte of the commens of the ſayde realme of England ſommoned to the ſayd parlyament, by auctorytie of the ſame parlyament, hath ordeyned and ſtablyſſhed for the quyetnes of his people, certeyne ſtatutes and ordynaunces in fourme folowynge.

¶ Fyrſt becauſe that by ſecret and vnknowen feoffementes great vnſuer- Cap. i.
tie, trouble, coſtes and greuous vexacyons dothe daylye growe betwyxte
the kynges ſubiectes, in ſomoche that no man that byeth landes, tenemen-
tes, rentes, ſeruyces, or other hereditamentes, nor women whyche haue Feoffmentes.
joyntures or dowers in anye landes, tenementes, or other hereditamentes,
nor ꝑ laſte wylle of men to be perfourmed, nor leaſſes for terme of lyfe or of
yeres, nor annuytyes graunted to anye perſone or perſonnes for theyre ſer-
uyces for terme of theyr lyues or other wyſe, be in perfyt ſuertye, nor with-
oute great trouble and doubte of the ſame, by reaſon of ſuche priuye & vn-
knowen feoffementes: For the remedye wherof it is ordeyned eſtablyſſhed
and enacted, by the aduyſe of the lordes ſpirituall and temporall, and the
commens in this preſent parliament aſſembled, & by auctorytie of the ſame,

that euery eſtate, feoffement gyft, relees, graūt, leſſes and confyrmacyons of landes, tenementes, rentes, ſeruyces or other hereditamentes, made or had, or hereafter to be made or had by any perſone or perſones beyng of full age, of hole memorye, at large and not in dures, to any perſon or perſones, and all recoueries and execucyons had or made, ſhalbe good and effectuall to hym to whome it is ſo made, had, or gyuen, and to to all other to his vſe, agaynſte the ſellar, feffour, donour, or graūtour of the ſame, and agaynſte the ſellars, feffours, donours, or graūtours and his and theyre heyres, claymynge the ſame onely as heyre or heyres to the ſame ſellars, feffours, donours, or graūtours and euery of them, and againſt all other haupnge or claymynge anye tytle or intereſſe in the ſame, onely to the vſe of the ſame ſellar, feoffour, donour, or graūtour, or ſellars, feoffours, donours, or graūtours, or his or theyr ſayd heyres at the tyme of the bargayn, ſale, couenaūt, gyfte, or graunt made, ſauyng to euery perſon or perſons ſuche ryght, tytle, actiō, or intereſſe, by reaſon of any gyfte in tayle therof made, as they ought to haue yf this acte had not ben made.

Cap. ii. Our ſoueraygne lord the kyng remembryng howe the commens of this his realme by newe and vnlawefull inuencyons and inordynate couetyſe agaynſt the lawe of this realme, haue benput to great ſeruitute and importune charges and exactyons; and in eſpecyall by a new impoſicyon called a

Benenolēce. benyuolence, wherby dyuers tymes the ſubiectes and comens of this lande agaynſt theyr wylles and lyberties haue payed great ſommes of money almoſte to theyr fynall vndoynge (for dyuers and ſundry honorable men of this realme by reaſon of the ſame were compelled of neceſſytie to breke vp theyr houſholdes, and to lyue in great penurye and miſerie, theyr dettes vnpayed, and theyr chyldren not preferred, and ſuche memorials whiche they had ordeyned for the helthe of theyr ſowles were deſtroyed, to the great diſpleaſure of god and the deſtructyon of this realme) Wherfore our ſayd ſouerayne lorde the kyng, by the aduyſe & aſſent of the ſayd lordes ſpirituall and temporall, and the cōmens in this preſent parlyament aſſembled, and by auctorytie of the ſame, wyll and ordeyn, that the ſubiectes and cōmnalte of this his realme from henſforthe ſhall in no wyſe be charged by anye ſuch charges or impoſicyon, called a Benuolence, nor by ſuch lyke charge. And that ſuche exactions, called a benyuolence before this tyme taken, ſhal be taken for no example, to make ſuch or any lyke charge of any of his ſayd ſubiectes of this realme hereafter, but ſhalbe dampned & adnulled for euer.

Cap. iii. **Suſpectes of felony.** Item where as dyuers perſonnes from daye to daye be arreſted and impryſoned for ſuſpectyon of felonye, ſometyme of malyce and ſometyme of a lyghte ſuſpectyon, and ſoo kepte in pryſone without bayle or mayntpryſe, to theyr great vexacyon and trouble: It is ordeyned eſtabliſſhed, and enacted by auctorytie of this preſent parlyament, that euerye iuſtice of peace in

Juſtices of peace. euery countie citie or towne, ſhal haue auctoritie and power by his or theyr diſcrecyon, to let ſuche pryſoners and perſons ſo arreſted to bayle or maynpryſe, in lyke fourme as yf the ſame priſoners and perſones were therof endited of record before the ſame iuſtices in theyr ſeſſyons, And that iuſtices

of peace

of peace ſhall haue auctoꝛytie to enquyꝛe in theyꝛ ſeſſyons of all maner eſcapes of euery perſon arreſted and impꝛyſoned foꝛ felonye. And no ſhyꝛiffe vnderſhyꝛyffe noꝛ eſchetour, bayliffe of fraunchyſe, noꝛ any other perſon, take oꝛ ſeyſe the goodes of any perſon arreſted oꝛ impꝛyſoned, before that the ſame perſon oꝛ pſons ſo arreſted and impꝛyſoned, be conuycte oꝛ atteyn ted of ſuch felonye accoꝛdyng to the lawe of Engliãd, oꝛ els the ſame goodes otherwyſe lawfully foꝛfeyt, vpon payn to foꝛfeyt the double value of the goodes ſo taken to hym oꝛ them that is oꝛ be therby endamaged, by actyon of det in this behalfe to be purſued by lyke pꝛoces iudgement and execucyõ as is accuſtomably vſed in other actyons of det purſued at the cõmyn lawe. And alſo that no eſſoyn noꝛ pꝛotection be allowed in any ſuche actyon. Noꝛ that the defendaunt in any ſuche actyon be in any wyſe admytted to wage oꝛ doo his lawe.

Deyſure.

¶ Item where as dyuers great inconuenyencies and periuries do dayly happen in dyuers countyes of this realme of Englande by fals verdites gyuen in inquyſicyons and inquyꝛees beſoꝛe the ſhyꝛyffes in theyꝛ turnes, by perſons beynge of no ſubſtaunce noꝛ reputacyon, not fearynge god noꝛ the ſhame of the woꝛlde, by reaſon wherof dyuers of the kynges liege people and ſubiectes in ſundꝛye parties of the realme, by exciting & pꝛocuryng of theyꝛ enemyes, be wꝛongfully endited, & ſome other, whiche of ryght ought to be endited by ſuche excꝛynge and pꝛocurynge, be ſpared, contraꝛye to ryght and good conſcyence. In eſchuyng wherof it is oꝛdeyned, eſtabliſſhed and enacted by our ſayd ſoueraigne loꝛde kynge Rychard, by thaduyſe and aſſent of the loꝛdes ſpirituall and tempoꝛall, and at the requeſte of the commens in the ſayd parlyament aſſembled, and by auctoꝛytie of the ſame, that no bayliff noꝛ none other offycer from henſfoꝛth, ſhal retourne in any panell any ſuche perſon in any ſuche ſhyꝛe within this realme, to be taken oꝛ put in, oꝛ vpon, any ſuche enquyꝛye in any of the ſayde tournes, but ſuche as be of good name & fame, and hauyng landes oꝛ tenementes of freholde within the ſame countyes, to the yerely value of .xx.s. at the leſte, oꝛ els landes & tenementes holden by cuſtome of the maner commynly called Copyholde within the ſayde counties, to the yerely value of .xx.vi.s. viii.d. aboue all charge at the leſte. And yf any bayliffe oꝛ other offycer within the ſayde countyes, do hereafter retourne oꝛ enpanell any perſon contrary to this ſtatute, he ſhall loſe foꝛ euery perſon ſo enpanelled and retourned, not beynge of the ſufficyency afoꝛeſayde, at euery tyme that he offendeth .xl.s. And the ſaid ſhyꝛyffe other .xl.s. the one halfe therof to the kynge our ſoueraigne loꝛde, and the other halfe to the partie that wyll ſue in this behalfe. And euery man that wyll ſue foꝛ the ſame, ſhall haue theyꝛ ſeueral actyons of det foꝛ the ſame at the commyn lawe, aſwell agaynſte the ſhiriffe as the ſayde bailif, and that ſuche & like pꝛoces be had and vſed in euery of ỹ ſame actions, as is had and vſed in other actions at the commyn lawe. And that no pꝛotection noꝛ eſſoyn be allowed in the ſame. And that euery ſuche enditement beſoꝛe any ſuche ſhiriffe in his tourne otherwiſe taken, be voyd and of none effect. This acte to take effect at the firſte day of the ſayd parliamẽt

Cap. iiii.

Periurie.

Shiriffes turnis.

Panell.

Enditement.

and not

and not before.

Cap.b. Item our sayde soueraigne lorde the kynge callynge to his blessed remembraunce the great damage trouble and charges, whiche myght ensue to his liege people, by reason of dyuers feoffementes and estates made to hym and to other persons ioyntly, before that he was kyng, of landes and tenementes and other hereditamentes, to thuse and behoue of other persons and not to his owne vse. And for to eschew such damage, trouble and charge, whiche after myght ensue to those psons, to whose vse such feoffementes and estates were made. Of his blessed disposycyon & mere mocyon, by auctoryte of his sayde parlyament, wyll, ordeyneth, and establysheth, that suche possessyon, ryght, tytle and interesse, as is or doth pertayne to hym of or in any landes, tenementes or other hereditamentes, by reason of any suche feffement or estate made to hym & to any other persons ioyntly to the vse and behoue of any other person or persons, and not to his owne vse, shall by the sayd auctoryte of parlyament, best and be in the other person or persons so enfeffed with hym, or hauyng ioynt estate to the same vse and effecte wherfore they were or had estate, in lyke maner as yf he had neuer ben enfeffed nor had estate with the same other person or persons. Moreouer by the aduyse of the sayde lordes spirituall and temporall, and the commens in the sayd parlyament assembled, and by auctorytie of the same, it is ordeyned, establysshed and enacted, that suche possessyon, ryght, tytle and interesse of and in any landes, tenementes and other hereditamentes, wherof our soueraygne lorde the kynge is onely seased by reason of any feffement or estate made before that he was kynge of Englande, to the vse of any other person or persons, shal best & be in such person or psons or theyr heyres to whose vse he is to seyed. Sauynge to euery other person or persons theyr ryght tytle and interesse in the same.

Cap.bi. Item our soueraigne lorde the kyng, by a peticyon made to hym by the commens of this realme of Englande in his sayde parlyament assembled, hath conceiued and vnderstand, that where as in a statute made in the .xviii. yere of the reigne of the noble kynge Edward the .iiii. amonges other thynges it was ordeyned establysshed and enacted, that from the fyrste day of May then next folowyng no steward, vndersteward bailiffe nor cõmissarie

Courtes of pypowders nor other officer or minister of any courtes of Pypowders perteynynge to fayres, shulde holde any plea vpon any actyon at the suyte of any person or persons, onles the pleyntyf or pleyntyffes, or his or theyr attourneys, in ỳ presens of the defẽdaunt or defendayntes, (yf they or theyr attourneys, the same desyre) do swere vpon the holy Euangelystes vpon the declaratyon, that the contract trespas or other dede comprysed in the same declaracyon, was made or committed within the tyme of the sayd fayre, where he taketh his actyon, and within the boundes and iurisdiction of the same fayre And though the sayd pleyntyffe or pleyntyffes do afferme the same, neuertheles the sayde defendant or defendantes shall in no wyse be concluded, but that they maye answere and plede to the actyon, or in abatement of the pleyntes and to profer and issue, ỳ the same contract trespas or other acte comprysed within

within the said declaracõ, where vpon the said pleyntyffes do declare, was not made nor cõmytted within the tyme of the sayde sayze and iuridyction of the same, but out of the tyme of the sayze, or in other places out of the iurisdictyon of the same sayze, accordyng to the trouthe in this behalfe. And if it be so tryed, or that the pleyntyffe or pleyntyffes or theyr attourneys do refuse to be swozne vpon the holy Euangelystes in the fourme aforesayde. That then the defendaũt or defendauntes shalbe quyte dysmyssyd and discharged in that behalfe out of the sayde courte. The partye pleyntyffe neuertheles to take his auauntage at the common lawe, or in any other place conuenyent, as hym lyketh. This ordynaunce, acte & auctorytie of the sayd parlyament notwithstandyng. And that euery steward vnderesteward, bayliffe, commyssarye, or any other mynyster, holdyng and gouernynge any of the sayde courtes, that doth contrarye to this ordynaunce, shall forfeyt for euery defaute i this behalf. C.s. The one halfe therof to be our soueraigne lorde the kyng. And the other halfe to hym or thẽ that wyll sue for the same by actyon of det vppon this ordynaunce in his propre name. And ẏ wrytes of proclaymacion be made in al conuenyent haste directed to euery shyrryffe of euery countye of England, to cause this ordynaunce to be proclaymed in euery porte with in his countye aswell within the fraunchyses as without. Prouyded alwayes that this acte, nor nothynge therin comprysed, be hurtfull to william now bysshop of Durham nor his successours, within the libertie and fraunchise of the bysshoprycke of Durham. whiche ordynaunce was made to endure tyll the next parliament, whiche tyme is now erpyred. And verely the sayd ordynaũce is very necessarye and requysyte to endure for euer, and very profytable to all the commens of this realme of Englãd. It is therfore ordeyned establysshed and enacted by auctorytye of this presente parlyament, that the said acte and ordynaunce shalbe and stand in his vertue force and effect. And to be executorye from the feast of the Annũcyacyon of our lady next commyng perpetually to endure.

Bysshop of Durham.

Cap. viii.

Fynes.

¶ Item where as it was ordeyned, establysshed and enacted in a parlyament holden in the tyme of the reigne of the noble kynge Edward the fyrst, by the statute De finibus, that notes and fines leuyed in the kinges courte before his iustices, shuld be openly and solempnly red, and that the plees in the meane tyme shulde ceas, and that to be done .ii. dayes in the weke after the discrecyon of the iustices, as in the same statute more playnly appereth. Our sayd soueraigne lorde the kynge consyderynge that fynes ought to be of the greattest force and effecte to auoyd stryfe and debate, & to be a fynall ende and conclusyon, wyll, ordeyneth & establysheth by the aduyse & assent of the lordes spirituall and temporall, and the commens in this present parlyament assembled, and by auctorytie of the same, that after the engrosynge of euery fyne to be leuyed after the feaste of Ester nexte commynge in the kynges court before his iustices of the comyn place, of any landes, tenemẽtes or other hereditamentes. The same fyne shalbe openly and solempnly red and proclaymed in the same courte the same terme, and in .iii. termes of the yere next ensuynge after the same engrosynge in the same court at .iiii.

seuerall

ſeuerall dates in euery terme. And in the ſame tyme that it is ſoꝛed & p̄oclaymed, all pleꝑ ſhall ceaſe, and moꝛeouer a tranſcrypt of the ſame fyne ſhalbe ſent by the ſaid iuſtices of the common place, to the iuſtices of aſſyſes of the countye where the ſayd landes and tenementes be. They to cauſe the ſayd fyne to be red and p̄oclaimed openly and ſolempnly in euery theyꝛ ſeſſions of aſſyſes to be holden the ſame yere, yf aſſyſes do than hold, & all the pleeꝑ in the meane tyme to ceaſe. Alſo it is oꝛdeyned and eſtabliſſhed by the ſayde auctoꝛytie of parlyamēt, that a lyke tranſcript of the ſame fyne ſhalbe ſent to the iuſtices of peace of the countye where the ſayde landes and tenemen tes be, they cauſe to open and ſolempne p̄oclaymacyon of the ſayd fyne to be made at .iiii. generall ſeſſyons of the peace to be holden in the ſame yere. The ſayde iuſtices of aſſyſes, and alſo iuſtices of peace to certifye the ſame p̄oclamacyon to the kynges iuſtices of the comyn place at the ſecond daye of retourne of the terme than nexte folowynge, after whiche p̄oclamacyon had made and certifyed, the ſayde fyne to be a fynall ende, and to conclude aſwell p̄yueys as ſtraungers to the ſame, except women couert, other than be partyes to the ſayd fyne, and euery perſon oꝛ perſons than being within age, in p̄yſon, oꝛ out of this realme of England, oꝛ not of hole memoꝛye at the tyme of ſuche fine leuyed. Alſo ſauyng to euery perſon oꝛ perſons ſuche ryght, tytle, clayme and intereſſe, whiche they haue to oꝛ in the ſayd landes tenementes and other hereditamentes at the tyme of ſuche fyne engroſſed, ſo that they do purſue theyꝛ ſayd ryght, tytle, clayme oꝛ intereſſe by way of actyon oꝛ lawfull entree within fyue yeres next after the ſayde p̄oclama cyon made had oꝛ certifyed. And alſo ſauynge to all other perſons all ſuche actyon, ryght, tytle, clayme, and intereſſe in and to all the ſayd landes, tene mentes and other hereditamentes, whiche ſhall growe remayn deſcend oꝛ come to them after the ſayde fyne engroſed, by foꝛce of any gyft in tayle, oꝛ by any other cauſe oꝛ mater had oꝛ made beꝛoꝛe the ſaid fyne leuyed, ſo that thoſe perſons take theyꝛ ſayd actyons, oꝛ purſue theyꝛ ſayd ryght and tytle accoꝛdynge to the lawe within fyue yeres next after ſuche actyons, tytle, clayme, oꝛ intereſſe, growen, deſcended, remayned, oꝛ come to the. And alſo that the ſayd perſōs and theyꝛ heyꝛes maye haue theyꝛ ſayd actyon agaynſt the taker of the p̄oꝛytes of the ſayde landes, tenementes, and other hereditamentes at the tyme of ſuche actyon to be taken. And yf the ſame perſones at the tyme of ſuche actyon ryght and tytle growen, deſcended, remayned oꝛ come to them, be couert baron, oꝛ within age, oꝛ in p̄yſon, oꝛ out this land, oꝛ out of hole memoꝛye. It is oꝛdeyned, eſtabliſſhed and enacted by auctoꝛytie afoꝛeſayd, that theyꝛ actyons ryght and tytle be reſerued and ſaued to theym and theyꝛe heyꝛes tyll the tyme they come and be at theyꝛ full age, out of p̄yſon, within this land, vnmaryed, and of hole memoꝛye, ſo that they oꝛ theyꝛ heyꝛes take theyꝛ ſayd actyons oꝛ lawfull entree accoꝛ dynge to theyꝛ ryght and tytle within fyue yeres next after they come and be at theyꝛ full age, out of p̄yſon, within this land, vnmaryed, and of hole memoꝛye, and purſue the ſame actyons, oꝛ take theyꝛ lawfull entree with effecte accoꝛdynge to the lawe of Englande. Alſo by auctoꝛytie of the ſayde

parlyament

parlyament it is ordeyned eſtabliſſhed and enacted, that all ſuche perſons, whiche be couert not parteyes to the fyne, and euery perſon beynge within age, in pryſon, or out of this realme, or oute of hole memorye at the tyme of the ſayde fynes leuyed and engroſed, by this acte of parlyament before excepted, haueynge any ryght or tytle or cauſe of actyon to any of the ſayde landes tenementes and other hereditamētes that they or theyr heyres take theyr ſayd actyons or lawful entre accordinge to theyr ryght & tytle within fyue yeres nexte after that the ſayde perſons come or be of full age, out of pryſon, vnmaryed, within this land, and alſo beynge of hole memorye. And alſo ſue the ſame actyons and take theyre lawfull entree, and ſo purſue with effect accordynge to the lawe of the realme of Englande. And moreouer yf they do not, and take theyr ſayde actyons, and alſo theyr ſayd lawfull entree in the maner as is aforeſayde, that then they ſhalbe concluded by the ſayde fynes for euer, in lyke fourme as they be that be parties and pryueys to the ſayde fynes leuyed and engroſed. Alſo by the ſayde auctorytie it is ordeyned and eſtabliſſhed, that euery fyne, whiche ſhalbe from henſforth leuyed in any of the kynges courtes, of any manors, landes, tenementes or other poſſeſſyons, after the maner vſage & fourme that fynes hath ben leuyed before the makynge of this acte before reherced, ſhalbe of lyke ſtrengthe, effecte and auctorytie, as fynes ſo leuyed be or were before the makyng of this acte, this acte or any other act in this parlyamēt made or to be made notwithſtandynge. And that euery perſon ſhalbe at his lybertye to leuye any fyne hereafter as he wyl hym ſelfe at his pleaſure after the makynge conteyned and ordeyned in & by this acte, or after the maner and fourme before vſed.

Cap. viii.

Clothe makynge.

¶ Item in the ſayde parlyamēt were ſhewed dyuers inconueyencies and diſceptes had made and vſed in the ſayde realme of Englande in makynge of clothes, for the anoydynge wherof our ſayd ſoueraygne lorde the kyng, by thaduyſe and aſſent of the ſayde lordes ſpirituall and temporall, and at the requeſte of the commens in the ſayde parlyament aſſembled and by auctorytie of the ſame, hath ordeyned eſtabliſſhed, & enacted, that no perſon, what ſo euer he be clothmaker nor other, ſhal ſell nor putte to ſale after the the feaſte of Michaell the archaungell nexte enſuynge, any maner wollen clothes called brode clothe, onles the ſame cloth be before fully watered.

Brodē clothes.

And that euery hole clothe, and alſo brodecloth, which ſhalbe made in this realme of Englande after the ſayd feaſte of ſaynt Michaell tharchaungell next commyng, after that it be fully watered redy to ſale, ſhal hold and conteyne in lengthe. xxtiii. yardes, and to euery yarde an ynche, cōteynynge the brede of a mannes ynche, to be meaſured by the creſte of the ſame cloth, and alſo it ſhall holde and conteyn in brede. ii. yardes within the lyſtes by the hole lengthe of the ſame. Alſo that euery halfe clothe of the ſayde hole clothes to be made after the ſayd feaſt after his full wateryng redy to ſale ſhal hold and conteyn. xii. yardes in lengthe at the leſte with the ynches afore ſayde, to be meaſured by the creſte, and. ii. yardes in brede within the lyſtes. So that alwayes the ſame halfe cloth do not extede the lengthe of. xvi. yardes, vpon

bes, vpon payne of cuttyng the hole cloth in .iii. peces, and of cuttynge the halfe clothe in .ii. peces. And also to lose for euery hole clothe .vi.s.viii.d. and for euery halfe cloth .iii.s.iiii.d. made, solde, or put to sale after the said feast not fully watered, or made after the sayd feast not keppyng theyr measure aboue ordeyned. And yf the hole clothe be longer in measure than the sayd .xxiii. yardes and the ynches aforesayde, and the half cloth of the same be longer than .xii. yardes with the sayde ynches, that than the yeat of the same holecloth, shall pay for almoch as it doth excede in ỹ measure of .xxiii. yardes, and the yeat of the same halfe cloth to pay for almoche as it doth excede .xii. yardes. So that alwayes the sayde halfe clothe do not passe the lengthe of .xvi. yardes as aboue is sayde. Also that all maner clothes called streytes to be made after the sayde feaste, after theyr full watering redy to sale, shall holde and conteyn .xii. yardes in lengthe, and the ynches after the measure aforsayd, and in brede one yarde within the lystes, and throughout the lengthe of the same, vpon payne of cuttynge of the sayde strept in ii. peces, and also to lose for the same strept .xx.d. Also that euery clothe called karsey to be made or put to sale after the sayd feaste, after the full wateryng redy to sale, shall holde and conteyn in lengthe .xviii. yardes and the ynches as is aforesayd, and in brede one yarde & a nayle at the leste within the lystes, vpon payne of cuttyng of the sayde karsey in .ii. peces, and to lose for the same karsey .iii.s.iiii.d. All the sayde paynes forfeytures and losses to ren vpon the sellars of the sayde clothes, whiche shalbe made contrarye to this acte. And that euery of the sayd hole clothes, halfe clothes, streytes, and karseys be perfytly and duely made throughout from one end to the other. Also before the sayde feaste seales shalbe prouyded and ordeyned by the treasorer of England to be pryntyd in lede, hauynge the kynges armes of Englande in the one syde, and in ỹ other syde the armes sygne or token of euery cytye burgh or towne within this realme of Englande, where the cloth is made, hauyng suche armes signe or token for a marke or an euydẽt token and knowledge of the cloth made within euery suche cytie borough and towne of this realme, and besides that seales for euery countye of this realme for the sealyng of al maner cloth made within euery countye, out of cytie borough or towne of the same countye, shall haue on the one syde the kynges armes, and on the other syde the name of the countye pryntyd in the same. And that the treasorer of England for the tyme being or his deputye, after the sayde feste shall make no person or persons to be aulnegeour, sealer or kepar of ỹ seale in any parte of this realme, but suche as be expert in makynge of cloth of the sufficyency of an .C.li. at the leste at the tyme of the sayde deputacyon. And that no aulnegeour sealer or kepar of any seale to be prouyded as is aforesayd after the sayd feast, shall seale any of ỹ sayd hole clothes, halfclothes, streites, or karseys, but such as shalbe onely made after the same feaste within the countie, cytie, borough, or town where they shalbe deputed aulnegeour, sealer, or kepar, vpõ payne to forfeyt to our soueraigne lorde the kynge for euery such hole cloth contrarye sealed .b. marke, for euery halfe cloth .xxxiii.s.iiii.d. for euery strept .xx.s. and for euery karsey.

Streytes.

Karsey.

Seales.

Treasorer of England.

Aulnegeour.

karley .x.s. Also that no person what so euer he be, after the sayd feast, shall set nor drawe, nor cause to be set or drawen in lengthe or breede within this realme of England, any maner of wollen clothes, after that it be fully watered, by teynterynge or otherwyse, vpon payne to forfeyt the same cloth. Also that no man of what condicyon so euer he be, within the realme after ỹ sayd feast, shall set fall or put vpon any maner of cloth any flockes or any other diseyefull thyng lyke, vpon payne of .xl.s. for euery cloth, wheruppon any suche person shal call any flockes or suche other thynge. Also that not cloth maker nor other person what so euer he be within the sayd realme after the sayd feast, shall set or call vpon any whyte cloth or karley any chalke vpon lyke peyne. Also that no sherman nor other person after the sayd feast, shall wete nor cancell any clothes within this realme, except such cloth be before fully watered, vpon peyne to forfait .xl.s. for euery cloth as often as he shal so do. And that no persone straunger nor other, shall sende nor conuey anye wollen cloth ouer the sea after the sayd feast, onles the same cloth be before fully watered. And after that the same clothe be so fully watered, that than it shal in no wyse be set nor drawen in lengthe nor breade vpon peyne of .xl. s. for euery clothe conueyed or sent ouer the sea contrarye to this acte. Also that no maner person within this realme, after the sayde feast, retaple anye wollen clothe or clothes lynyng nor other, excepte it be full watered before, and after ỹ it be fully watered it shal in no wyse be set nor drawen in length or breede vpon peyne to forfeyt the same cloth or the value therof. The same peyne to ren vpon the sellar of all suche clothes. Also our sayde souerayngne lorde the kynge, in eschewyng of great falsyte & deceyt, which hath growen and dayly dothe growe by meane of teyntowrs, by the assent and auctorytie aforesayd hath ordeyned and enacted, that no persone what soeuer he be, shall kepe haue or occuppe any teyntour, or anye other thynge in his owne house or place of his inhabytynge, whereby wollen clothes maye be in anye wyse drawen out in length or breede, vpon peyne to forfayt .xx. pounde as often as he shall do contrarye to this acte, but that all teyntours whiche here after shalbe used or occuppyed for due stretchyng of cloth, onely after that it cõmeth fro the mylle, and before it be rowen, and for none other cause, as well within the cytye of London as other cities, borroughes and townes of this realme, shalbe set in open places. And that euery mayre of London for the tyme beyng, and all other mayres and bayliffes, and other gouernours of cyties, burghes, townes, and villages of this sayd realme, shall diligently survey and ouerse that all clothes, whiche shalbe put vpon teyntures, shal not be drawen but in lengthe and breede otherwyse than is before rehersed. Also that after the sayd feast no straunger shal bye any wolle, which shalbe sent or shall passe through the streytes of Marrocke by galeys carrakes or shippes or other vessels, forred, clacked, or backed for no wolle wherof any lockes or refuse shalbe made, but that the same wolle be as it is clipped and purely wound without discreyt and marchaundisable after the growyng of the countrey, without any forryng, berdynge, clackynge or lockes or refuse therof to be made, as afore is sayd, vpon payne to forfeyt the same wol and

Sherman.

Teyntour.

Mayre.

wolle.

Straunger.

the double value therof. Moreouer our sayde souereigne lorde the kynge hath ordeyned and enacted by auctorite aforesayde, that no dyer nor none other person, shall dye or cause to be dyed within this realme after the sayd feast, any wollen cloth with orchell or corke, called tarcorke, vpon payne to forfeyt & lose. xl. s. for euery cloth that he or any other for hym or to his vse, shall dye or cause to be dyed. Nor that no maner person after the sayd feaste shall sell or put to sale within this sayd realme, any suche cloth which after the sayd feast shalbe dyed with orchale or corke called tarcorke vpon payn of forfeyture of suche cloth so dyed or put to sale cõtrarye to this act. This paynes and losse alwayes to renne vpon the sellar, except that corke made within this realme of Englande may be vsed in dyeng vpon wollwardys, and also in dyeng of all suche cloth whiche is made onely of wollwardys, so that the same woll and cloth be perfytly boyled and maddered. Also that corke made in this realme may be put vpon clothe that is perfytly boiled & maddered. Also that no dyer after the sayd feaste shall dye any cloth within this sayd realme, except the same dyer do dye the said clothe and the lyste of the same with one colour, without tachyng or sowynge of any buttusshes or suche lyke thyng vpon the lystes of the same, vpon payne to forfeyt. xl. s. for euery cloth that he shall so dye contrarye to this acte. And that no maner person what so euer he be, shal put to sale within this sayd realme after the sayd feast any maner of cloth, which after ỹ same feast shalbe discreytfully dyed, vpon payne to forfeyt the same cloth or the value therof. The same forfeytures and paynes alwayes to ren vpon the sellar. Also yf any of the kynges subiectes, or any other hereafter happen to seyse any wollen clothe otherwyse made or dyed than afore is sayde, than the same subiecte or other shall bryng all the same cloth or clothes so by hym seysed, before the mayre, baylyffes, or other gouernour of the cyties, burghes, townes or byllages where any suche seasyng shall happen to be made of ỹ same cloth or clothes there to iudge by the discrecyon of the sayd mayre, baylyffe or other gouernour, callyng to hym or them suche persones as by his or theyr discrecyons shall seme conuenyent, whether ỹ same cloth be otherwyse made, wrought or dyed, than is accordynge with the actes before recyted. And yf it be iudged by the sayd mayre bailyf or other gouernour, or other persons called to them or any of them, as afore is sayd that ỹ same cloth is made or dyed and put to sale contrarye to the aforesayd actes, that than ỹ same clothes so seased, and by them iudged as is aforesayde, shalbe cut in. iii. peces in the presens of the sayde mayre, baylyffe or other gouernour. The one patie therof to be delyuered in the chekker by hym or them that so shal seyse the same cloth or clothes to the kynges vse. And the second parte therof to be delyuered to the seysour of the same cloth or clothes, and the thyrd parte therof to be delyuered to ỹ sayd mayre baylyf or gouernour, to the vse of the comynalte where they or any of them be mayre, baylyffe or gouernour. The one halfe of all the other fynes, forfeytures and penalties aforesayd, and of euery of them, to be to our souereigne lorde the kynge, & the other half to hym or them of the kynges subiectes that shall seyse the same, or sue for the same

by actyon

Orchell.

Corke.

By the statute made in the fyrst yere of kynge H. the viii. cap. xi. al these forfeytures be gyuen onely to the kyng. And by a statute made in the. xii. yere of his reigne they be repealed. cap. iiii.

by actyon of det, by wryt at the commun lawe, or by byll or pleynt after the custome of the cyte towne or porte, where suche fynes, forfeytures and penalties shall happen to fall or be. And that the defendaunt in any suche actyon be not admytted to wage or do his lawe. Nor that any protectyon or essoyn in the kynges seruyce be allowed for any suche defendaunt. Prouyded alwayes that this acte nor any thyng therin conteyned, shal not extend nor be preiudiciall to the makynge of any wollen cloth called raye, nor to any cloth made in wynchester or Salesburye, vsed to be put & loyned with ray. The cloth therof communly vsed to be solde at .xl.s. or within, nor to the makynge of any cloth called verupse, other wyse called plonkettes turkyns or celestrines with laysed lystes. Nor to any clothes called packynge whytes, nor to ỹ makyng of any clothes called vesses togwar or worstedes nor to the makyng of any clothes called florences with crempl listes, nor to the makyng of any wollen clothes called bastardes, nor of any clothes called kendales, nor to clothes called sayenge ware with crempl lystes, layed lystes or smal lystes, nor to any cloth called fryseware, nor to any of thē, nor to the maker or sellar of them. So that the same clothes and euery of them for the kynges honour and profyt of his realme be truely duely & perfytly made, according to the nature and makyng of euery of the sayde clothes.

¶ Item bycause our sayd soueraigne lorde the kyng vpon peticyon made to hym in his sayd parlyament, by the commens of England, hath conceyued and vnderstand, that where as marchauntes straungers of the nacyon of Italye, as Venetyans, Florentines, Apulains, Cicylians, Lucaners, Catelopus, and other of the same nacyon in great number, do inhabyt & kepe houses aswel in the citie of Lōdon as in other cities & burghes within this his realme, and do take warehouses & celers, & theri put theyr wares & marchādises, which they bryng into this sayd realme, & in ỹ sayd celers & ware houses disceytfully do make medle & kepe ỹ same tyl such tyme ỹ prices therof be greatly enhaunced for theyr great lucre, & ỹ same marchaūdises & wares they than sell to all maner people, aswell within the portes where they bryng the sayd wares & marchaundyses, as to other dyuers & many places with i this realme aswel by retayle as otherwyse. And also do bye i the sayd portes & other places at theyr owne lybertye, the cōmodities of this realme and sell the same agayne at theyr pleasure within the same, as comenly and frely, as any of the kynges liege people dothe, and do not employ a great parte of the money cōmyng therof, vpon the cōmodites of this realme, but make it ouer the sea by exchaunge to dyuers other coūtreys, to the kynges great damages in losse of his customes, and to the great impouerysshynge of his sayd subiectes, of whō they shuld bye the cōmodites of this realme. And the same marchauntes of Italye, & other marchauntes straungers be hostes, and take to them people of other nacyons, and be with them dayly, and do bye sel and make priuye & secret contractes and bargayns with the same people, to theyr great encreace & profit, and to the importune damage of the kynges sayd subiectes, and contrarye to diuers statutes in this case prouyded & ordeyned. Also the said marchaūtes of Italye do bye in diuers

Cap. ix.

Italyan marchauntes.

places within this realme a great quantytie of wolle and wollen clothe and other marchaundyses of the kynges subiectes, and parte therof they sell agayne to the same subiectes & other within this realme, to theyr great ꝑiudice & hurte, and moche of the sayde wolles they do delyuer to clothmakers, ther of to make cloth at theyr pleasure. Moreouer a great nomber of artificers and other straungers not borne vnder the kynges obeisauns, do dayly resorte and repayre to the cytie of London, and to other cyties, burghes and townes of the sayde realme, and moch more than they were wont to do in tymes past, and inhabythem selfe in the sayde realme within theyr hyues chyldern and housholde, and wol not take vpon them any laborous occupacyon, as goynge to plought or cart and other like busynes, but vse the makynge of cloth and other handcraftes and easy occupacyous, and bryng and conuey from the parties beyond the see, greate substaunce of wares and marchaundises to fayres and marketes, and al other places of this realme at theyr pleasure, and there sell the same aswel by retayle as otherwyse, as frely as any of the kynges subiectes vse to do, to the great damage and impouerisshement of the kynges sayde subiectes, and will in no wyse suffer nor take any of the kynges sayd subiectes to worke with them, but they take onely into theyr seruyce people born in theyr own countrey, wherby the kynges sayde subiectes for lacke of occupacyon fall into ydelnes, and be theues beggars vacabondes and people of vicyous lyuynge, to the great parturbauns both of the kynge and of all his realme, and whē the marchauntes artificers straūgers before reherced, haue gayned within this realme by byeng and sellyng or by suche easy occupacyons and handcraftes, great substaunce of goodes, with the same substauns they goo out of this sayd realme, to such parties beyond the see, as them lyketh best, and there spēdeth the same goodes oftentymes amonges the kynges aduersaries and enemyes, to the gret damage of our soueraigne lord the kyng and his subiectes, & impouerysshment of this realme, & the cōmens of the same. And so by the occasion of the premysses, the substauns of thinhabitantes in the sayd cyties burghes & townes now late hath fallen & dayly dothe fal in to great pouertie & decay, to theyr vtyke vndoynge, onles the kynges gracyous ayd be to them in this behalfe shewed. Our sayd soueraigne lord the kyng, of his habundaunt grace wyllyng agaynst the premysses to prouyde remedye in this behalfe, by thaduyse & assent of his lordes spirituall & temporal, & at the prayer of the cōmens in the sayd parliamēt assembled, and by auctoryte of the same, hath ordeyned, establysshed and enacted, that al marchauntes of the nacyon of Italye before recyted, not made denyzens, which haue nowe within this realme wares or marchaundises brought from beyond the see, and before the feaste of Ester next commynge shall haue shall cause the same to be solde or bartred in gros & not by retayle to the, kynges subiectes before the fyrst day of May, whiche shalbe in the yere of our lord god. M.CCCC.lxxxb. and shall employe the money cōmyng of that sale before the fyrste day of May within the same porte or portes, where they do arryue, vpon the cōmodites and marchaundyses of this realme. Theyr reasonable,

Artificers straungers.

wares or marchaundises brought fro beyōd the see

ſonable coſtes and expenſes alwayes except and deducted, vpon payne of forfeyture of the value aſwell of all the ſayd wares & marchaundiſes kept and not ſolde before the ſayd fyrſt day of May, or otherwyſe ſold than is aboue reherced, as of almoche money as ſhalbe ſo made ouer by exchaunge contrarye to this acte. And alſo that all the marchantes of Italye, whiche after the feaſte of Eſter next commynge ſhall bryng any marchaundiſes or wares in to this realme to be ſold, ſhall ſell or barter the ſame wares and marchaundiſes in gros and not by retayle to the kynges ſubiectes, vpon payne of forfeiture of the value of the ſame wares & marchaundiſes which they (as afore is ſayde) ſhal bryng after the ſayd feaſt of Eſter. And the ſayd marchantes, which ſhal bryng in ſuche wares or marchaundiſes after the ſayde feaſte of Eſter to ſell or barter, ſhall ſell or els bartet the ſame within viii. monethes next after theyr fyrſte arryuayl in this realme, in the fourm aforeſayde, and ſhall enploye the money commyng of or by the ſayde ſale or barteryng and euery of them, and with the ſame bye the cõmodytes or marchaundiſes of this realme within the ſayd. viii. monethes in the ſayd porte or portes where they do fyrſte arryue. Theyr reaſonable coſtes and expẽſes always excepted and deducted, and in no wyſe to make ouer ſuch money by exchaunge. And that the ſayde marchauntes do in no wiſe ſell nor barter within the ſayd realme, theyr ſayde wares and marchaundyſes, whiche remaineth vnſolde after the end of the ſaid. viii. monethes, but cary & conuey the ſame out of this realme within. ii. monethes next enſueynge after the ſayd. viii. monethes, yf wynde and tyme wyll that ſuffer, and other wyſe as ſone as wynde and tyme wyll ſuffer them after the ſayd. ii. monethes, vpon payne of forfeyture aſwell of almoche money as ſo ſhalbe made ouer by exchaunge, as of the ſayde wares and marchaundiſes ſo ſold or bartred after the ende of the ſayde. viii. monethes not caryed nor conueyed oute of this ſayd realme in the fourme aforeſayd, or the value therof. The penalties forfeyture & loſſes all the prẽmyſſes alwayes to ren and be vpon the ſayd marchauntes of the nacyon of Italye, doynge contrarye to this act. Prouyded alwayes that it ſhalbe lawfull to the ſayde marchauntes of the nacyon of Italye, al ſuche wares and marchaundyſes and euery parcel theeof, which after ỹ feaſt of Eſter nexte cõmyng ſhalbe brought at lybertie to any other porte or portes of this realme of Englãd to be ſold to cõuey ỹ ſame wares & marchaundiſes at theyr liberties to any porte or portes or other place within this realme, and there to ſell the ſame as afore is ſayd, ſo that they ſell or barter the ſame marchaundyſes or wares in the realme within. viii. monethes next after theyr fyrſt arryuayl in any of the ſayd portes of this realme And alſo that no marchaunt ſtraunger, of what countrey ſo euer he be, ſhal be holde or take to ſojorne with hym in the ſayd realme any marchant ſtraũger, not beynge of his nacyon or countrey, vpon payne of. xl. li. Alſo that none of the ſayd marchauntes of Italye, not made denyzen, ſhall ſel or barter any wollen clothes, wolles or other marchaundiſes in this ſayd realme whiche the ſame marchauntes of Italye ſhall bye within this ſayd realme. Nor that the ſame marchauntes nor none other for them, ſhall delyuer any

By the ſtatute made in the fyrſt yere of kynge H. the. viii. ca. xi. all theſe forfeytures be gyuen onely to the kynge.

wollen clothes.

wolle to any person, therof to make cloth in this realme, but shall haue and conuey the same wollen cloth, welles, and other marchaundyses ouer ꝑ see by the streytes of Marroke, vpon payne to forfeyt the value of all the wollen cloth, welles, and other marchaundyses, whiche by them shalbe so solde or delyuered, in whose handes they shalbe found. The forfeyture of ꝑ same to renne and be vpon the marchaunt straunger. Moreouer that no person, not borne vnder the kynges obeysaunce as afore is sayde, shall not exercyse nor occuppe any handy craft or the occupacyon of any handcraftyman in this realme of England, but that all suche persones, whiche after the sayd feaste of Ester, commeth in to this realme, euery of them shall departe in to theyr owne countrey agayne, or els be seruaũtes to suche of the kynges subiectes onely, as be expert and cunnyng in such feites artes & craftes, which the sayd straungers can occuppe, vpon payne of forfeyture of all theyr goodes, which shal come & dwel in this realme contrarye to this acte, in whose handes so euer they shalbe found. Also that no person, not borne vnder the kynges obeysaunce, nor made denyzyn, beynge artificer or handcraftymã, after the sayde feast of Ester, nor nor none other for hym or to his vse, shall make any cloth, or put any woll to worke to make cloth in this realme, vpõ payne to forfeyt the same cloth or clothes made contrarye to this acte. Also that all persons not borne vnder ꝑ kynges obeysaũce, beynge artifycers or hand craftymen at the day of ꝑ makyng of this act dwellynge in this sayde realme, nor none other suche artifycers or handcraftyman, which hereafter shall inhabyt or dwell in the same, whiche after ꝑ feaste of the Annũciacion of our lady next cõmyng, shal vse, exercyse, or occuppe the feyt of marchaũdyse of any manet wares within this realme, shal sell or barter the same wares or marchaũdyses in gros and not by retaile, in the porte towne or place where the same artificers be or shalbe dwelling, and in non other place vpon payne of forfeyture of the value of all the wares & marchaũdyses solo contrarye to this act. also ꝑ no person not borne vnder ꝑ kynges obeysance inhabityng dwellyng, or holdyng any great house or chãber in this realme and occuppeng any handy craft, or beyng artificer or handcraftyman after the sayd feast of the Annũcyacyon of our ladye next cõmyng, shal take any apprentyce seruaũt or other person to worke with hym, or to his vse, onles it be his sonne or his doughter, other than at ꝑ sayd feast shalbe apprẽtices or seruauntes with hym, except that the same apprentyce or seruauntes so to be taken be the kynges subiectes borne, vpõ payne to forfeit & to lose for euery apprentyce or seruaunt taken contrarye. xx. li. The one halfe of all the sayd fynes forfeytures and penaltyes, and of euery of them, to be to the kynge, and the other halfe to be to hym or them that will seyse the same, or pursue for the same by actyon of det, by byll at the common lawe, by byll or pleynt after the custome of the cytie or towne, where such fines, forfeytures or penaltyes hereafter shall fall and be. And that the defendaũt in any such actyon shall not be admytted to wage or do his lawe, nor no protectyon nor essoyn of the kynges seruyce shalbe allowed for any such defendaunt in the same. Prouided alwayes that this acte, or any parcel therof, nor none other

Apprentices.

acte made

acte made or to be made in the sayd parlyament, shal not extend or be in preiudice, disturbauns, damage or impedyment to any artificer or marchaunt straunger, of what nacyon or countrey he be or shalbe of or for bryngynge into this realme, or sellyng by retayle or otherwyse, anye bookes written or prynted, or for the inhabitynge within this sayde realme for the same intent, or anye scriuener, alluminour, redar or prynter of suche bookes, whiche he hath or shall haue to sell by waye of marchaundyse, or for theyr dwellynge within this sayde realme for the exercyse of the sayde occupacyons. This acte or any parte therof notwithstandynge.

Bokes. Prynter. This laste Prouiso is reuealed. an. xxv. H. viii. Cap.

¶ Item where in the parlyament holden at westmynster, the xx. day of Januarie, the. xvii. yere of the reigne of kyng Edward the. iiii. it was ordeyned & establysshed by auctorytie of that parliament, that no marchant estranger, after the feast of Easter then next cõmyng, shuld bryng into this realme of England to be sold any torses, gyrdels, rybandes, laces, call silke or colleyn sylke, threde or wrought, vpon peyne to forfayte the same, in whose handes so euer it be foũde: The one moytie of the sayde forfaiture to be to the king, and the other moytie to hym or thẽ of his subiectes that shall seyse the same, or wyll pursue for the same by actyon of dette, by wrytte at the cõmen lawe, by byll or playnt, after the custome of ỹ cytie or towne, where it shal happen here after any suche forfayture to fall or be: And that the defendant in anye suche actyon be not admytted to wage or do his lawe: Nor that anye protectyon or essoyne of the kinges seruice for any suche defendaunt be allowed. The sayd acte to endure for. iiii. yeres than nexte ensuynge the sayde feaste of Easter. Our sayde soueraygne lord the kynge that nowe is, at the prayer of the sayde commens, hath ordeyned by auctorytie of the same parliament, that the sayde acte and ordynaunce be and remayne good and effectuall tyll the ende of the sayd. iiii. yeres: and from the ende of the sayde. iiii. yeres, vntyll the ende and terme of. x. yeres than nexte ensuyng.

Cap. xi. Sylke. worthes. Marchant stranger.

¶ Item it was shewed in the sayde parlyament by the bowers inhabityng within the cyties townes and burghes of this realme, occupyeng artylarye parteynynge to the same for the defence of this realme, that where as in tymes paste good and able stuffe of bowstaues hathe ben brought into this realme, aswell by englysshe marchauntes as straungers, wherby the inhabytauntes bowers myght competently lyue vpon suche stuffe, whiche they bought at. xl. s. the hundred, or. xl li. s. viii. d. at the moste, nowe it is so, that by the sedicyous confederacye of Lombardes, vsynge to dyuers porres of this realme, The bowstaues be nowe at suche an outrageous pryce, that is to saye, at. viii. li. the hundred, where they were wont to be sold at. xl. s. And also they wyll not suffer any garbelyng to be made of them, but sell good & euyll at suche an excessyue pryce togyther vngarbled, that by lykelode in shorte tyme this realme is lyke to fayle aswell of stuffe of artylarye as of workmen therof, onles due remedye be in this behalfe shortly found & had: Wherfore our sayd souerayngne lord the kynge, by the assent of the sayd lordes spirituall and temporall, at the prayer of the sayde cõmens in the sayde parliamẽt assembled, & by auctorytie of the same hath ordeyned, establisshed

Bowstaues.

Marchant. and enacted, that no marchaūt of Kempe nor other, which vseth to repayre into this realme with marchaundises of thoses parties, shal bryng nor cōuey into thys realme anye marchaundyses, vnles the same marchauntes do bryng with euery butte of malueyse, and with euery butte of Tyre, ten bowstaues good and able stuffe, vppon peyne of forfayture of .xiii.s. iiii.d. for euery butte of the sayd wynes so brought and conueyed, and not of the said nombet of bowstaues with the same butte. The one halfe of the same forfayture to be to our soueraygne lorde the kynge, and the other halfe to the partye whyche wyll therfore sue. And that no suche bowstaues be solde vngarbeled, and but onely to such person or persons which is or shalbe borne vnder the kynges obeysaunce. This acte to begyn and to take effecte at the feast of saynt Michaell nexte commyng.

Cap. xii. Item it was shewed in the same parliament by the artificers of the sayd realme of Englande, aswell of the cytie of London, as of other cyties, townes, boroughes, and villages of the same realme, that is to saye, gyrdelars, poyntemakers, pynners, pursers, glouers, lorymers, peynters, carde makers, wyremongers, weuers, horners, botelmakers & coperlynthes, that where as they were wont in tymes paste to be greatly set a worke and occupied in the sayd craftes, for the sustenaunce of them selfe, theyr wyues, chyldren, apprentyces, and seruauntes, and manye other the kynges subiectes. Now so it is, that by marchauntes straungers denyzens and other, there is brought into this partties from beyond the sea to be solde within this realme of England, almoche wares as may be wrought and made by the artificers aboue reherced, ẏ by reason therof the people of straunge countreys, where the sayde wares be made, be greatly occuppyed and encreased, and the sayde artifycers in this realme greatly empouerysshed, and without the kynges grace shewed to them in this behalfe are lyke to be vndone for lacke of occupacyon. Our sayd soueraygne lorde the kynge consyderynge the premisses, by thaduyse and assent of the lordes spirituall & temporal, and at the prayer of his comnens in the sayd parlyament assembled, and by auctoryte of the same hath ordeyned and prouyded, that no marchaunt straunger, after the feast of Ester nexte cōmyng, shal bryng into this realme of Englande to be solde any maner gyrdels, nor no harneys wrought for gyrdels, poyntes, lether laces, purses, powches, pynnes, gloues, knyues, hangars, taylours, sheres, sysours, aundyrons, cobbardes, tonges, fyrefornes, gredyrons, stokkockes, keyes, henges and garnettes, spoones, peynted glasses, peynted papers, peynted forcers, peynted ymages, peynted clothes, beten gold, or betē syluer wrought in papers for peyntours, sadels, saldeltrees, horsharneys, botes, byttes, styroppes, bocles, cheynes, laton nayles with yron chaunbes, turnettes, hangyngcandelstyckes, holy water stoppes, chafyngdyshes, hangyng lauers, curtayne rynges, cardes for wolle, Roane cardes, claspes for garmentes, sheres, bukkels for shoes, borches, belles, hawkes belles excepte, tynnen and leden spōnes, wyre of laton & yron, yron candelstyckes, grates, hornes for lanternes, or any of the sayde wares made and wrought parteynyng to the craftes aboue specified, or to any of them, vpon peyne to forfayt

Waares wrought and brought frō beyonde the sea.

Marchaunt straunger.

forfayt all the said wares so brought from this realme of erpe to this rate, or the value of the same, in whose handes they or any of them shalbe founde. The one halfe of suche tynes and forfaytures to be to the kynge, and the other halfe to him or them that shal sease or pursue for the same by accion of det, by wryt, or bill at the comen lawe, or by bill or playnt after the custome of the cytie or towne where any such tynes, forfaytures and penaltyes shall hereafter happen to be or fall. And that the defendaunt in suche accyon be not admytted to wage his lawe: Nor that anye protectyon or essoyne in the kynges seruyce shalbe allowed in the same for any suche defendaunt.

Item vpon grevous complaynt made to our soueraygne lord the kinge in the sayd parlyament by the commens of the same, of the defautes of buttes of malueslye and other vessels of wynes and oyle: Our sayd soueraigne lorde the kynge, by the advyse and assent of the sayde lordes spirituall and temporall, and at the supplicacyon of the sayde cõmens in the sayde parliament assembled, & by auctoryte of the same hath ordeyned, establissed and enacted, that no maner marchaunt nor other person from the feast of saynt Michaell tharchaungell nexte cõmyng, shal bryng nor cause to be brought into this realme anye butte of malueslye to be solde, onles it do conteyne in measure at the lest. C. xx. vi. galons, nor no maner of vessels with any maner wynes, of whose so euer they be, or of what countrey they be, nor no maner of vessels of oyle, onles the same vessels of wyne or oyle do conteyn & holde the measure and assyse folowyng, that is to say, euery tonne to conteyn. xii. scoze galons and. xii. And euerye pype to conteyne. vi. scoze and. vi. galons. Euery tercyan to conteyn. viii. scoze and. viii. galons. And euerye hoggeshed to conteyne. lxiii. galons. And euery barell to conteyne. xxxi. galons and an halfe. And euerye roundlet to conteyn. xviii. galons and an half, accordyng to the olde assyse and measure of the same vessels vsed in this realme. And that al the vessels of wyne and oyle brought into this realme after the sayd feast to be solde, shall not be put to sell after the same feast, tyll they be well and truely gawged by the kinges gawgeout, or his sufficyent deputye, vpon peyne to forfayt to the kinge all the sayde wynes and oyle solde contrarye to this present ordynauns, or els the value of the same. And in case that any maner person, of what countrey he be from henceforth do sell to anye of the kynges lyege people for any certeyne pryce assygned anye butte, tonne, pype, tercyan, hoggeshed, barell or roundlet of any maner wyne or oyle, lackyng any thyng of the sayde assyse or measure, that the sellar shall allow or rebate at the same pryce to the byar of such wyne or oyle almoche money as suche lackyng after the rate shall amount to, vppon peyne to forfayt to our soueraygne lorde the kynge the value of all the wyne and oyle so solde contrarye to this present ordynaunce. Any pryvey couenaunt or contracte made or to be made betwyxte the byar and the sellar contrarye to this ordynauns in any maner, notwithstandynge.

Cap. xiii.

Butte of Malueslye.

Measure of vessels of wyne & oyle.

Gawgeour.

Item where as the clergye of the prouynces of Canterbury and Yorke, hath before this tyme dyuers tymes graunted to the kynges progenitours in theyr conuocacions, dismes to be leuyed of theyr goodes and possessions, and

Cap xiiii.

Dismes.

Collectours.

Enacted that they do appere before the barons of the kinges escheker, and the names of the collectours for the same graunt be certifyed in the sayde escheker, whan the sayde collectours doth appere before the barons of the escheker, and entre into their accompte for the sayde dysme, that than the sayde collectours be often charged, vexed, and troubled with bylles put by other persones agaynst them for other causes and maters than touchynge the sayd accompte, and by occasyon therof oftentymes they fall to great pouertye, and causeth the said accompte to be .ii. or .iii. yeres hangyng, and the dismes not contented, to the kinges great damage and the sayd collectours also. It is therfore ordeyned and establysshed by auctorytie of this present parlyament, that from henssorth yf anye dysme or any parte of a dysme be graunted by the prouynce of euery of the sayd clergies to the kynge our soueraigne lorde, or to his heyres, that after the sayd certificat in the escheker for the dysme or parte of the dysme, and of the names of the collectours for the gatherynge of the same dysme: that yf the sayde collectours come by proces before the sayd barons of the escheker, and entre in their accompte, that they shal not be bounde to answere to the sayd byl or bylles there put against them, by reason of the sayd entre in their accompte for any maner cause, but onely for the mater touchynge the sayde accompte. Prouyded alwayes, that yf the sayd accomptaunt be sued in any other courte by writ byll or pleynt, that than he shall take no preuylege of the sayde escheker by reason of the sayde accompte for any suyte, as before is reherced.

Escheker.

Accompt.

Cap. xb.

Item for certeyn great causes and consideracyons touchyng the suertye of the kynges noble persone as of this his realme, by the aduyse and assent of his lordes spirituall and temporall, and the commens in this present parliament assembled, and by auctorytie of the same. It is ordeined establysshed and enacted, that all letters patentes, states, confyrmacyons and actes of parlyament of anye castelles seignowries, maners, landes, tenementes, fermes, feefermes, fraūchyses, lyberties or other hereditamentes made at any tyme to Elisabeth late wyfe of syr Johū Gray knyght, & now late callynge her selfe quene of Englande, by what soeuer name or names she be called in the same, shalbe from the fyrst day of May last past vtterly voyd, adnulled, and of no strengthe nor effecte in the law. And that no person or persons be charged to oure sayde souerayngne lorde the kynge, nor to the sayde Elysabeth, of or for any yssues, profites, or reuenues of any of the sayde seygnowries, castelles, maners, landes, tenementes, fermes, or other hereditamentes, nor for any trespas or other intromyttynge in the same, nor for anye by suertye by persone or persones to her or to her vse made by theym before the sayd fyrst daye of May last passed, but shalbe therof agaynste the sayde kynge and the sayde Elisabeth clerely discharged and acquyte for euer.

Lady Elisabeth Gray.

Thus endeth the statutes made in the fyrst yere of kyng Richard the thyrde.

THE KYNGE OVR SOVERAIGNE LORDE HENRY THE. VII. AFTER THE CONQVEST BY THE

grace of god kynge of Englande and of Fraunce, and lorde of Irelande, at his parliament holden at Westmynster, the. viii. day of Nouember, in the fyrste yere of his reigne, to the honour of god and holye churche, and for the common profyte of the realme, by the assent of the lordes spirituall and temporal, and the commons in the sayde parlyament assembled, and by auctorite of the sayde parlyament, hath do to be made certayne statutes and ordynaunces in maner and fourme folowynge.

Capi. i. Fourmedons

Fyrste that where diuers of the kynges subiectes hauing cause of action by Fourmedone in the descendre, or els in the remaindre, by force of any tayle, and for landes and tenementes, be defrauded and delayed of theyr sayd actions: and ofte tymes without remedy, bycause of feoffementes made of the same landes and tenementes to persons vnknowen, to thentent that the demaundantes shuld not knowe agaynst whom they shall take their actions: It is ordeined, stablysshed, and enacted, by the aduyse of the lordes spirituall and temporal, and the cōmons in the sayd parliament assembled and by auctorite of the same, that the demandant in euery such case haue his action agaynst the pernour or pernours of the profytes of the landes or tenementes demanded, wherof any person or persons ben enfeoffed to his or their vse. And the same pernour or pernours named as tenaunt or tenantes in the sayd action, haue the same vouchers, and their lyen there vpon ayde prayer and all other aduantages, as the same pernour or pernours shulde haue had if they were tenauntes in dede, or as theyr feoffes shuld haue had, if the same action had ben conceyued againste them. And if it fortune any persone to decease, so haynge feoffes to the vse of hym, or of his heyres, the sayd heyre being within age, agaynst whom suche action is brought as pernour: than the same heyre haue his age in the sayd action conueyed agaynste hym, and al other auauntages, as if his auncestor had dyed seased of the sayde landes and tenementes soo in demaunde. And also it is ordeyned by the sayde auctorite, that all recoueres, as shall be in any such actions agayn such pernour or pernours, and theyr heyres, and theyr sayd feoffes and theyr heyres, and the cofeoffes of the said pernours and theyr heyres, shall be as good to the recouerers and their heires, as though the said pernour or pernours were tenantes in dede, or feoffes to theyr vse, or theyr heyres, as is aboue said, of the freehold of the sayde landes and tenementes, at any tyme of the sayde action vsed.

Pernour des profytes.

Feffementes.

Item where in tyme paste dyuerse graunter haue be made by kynge Edwarde, as well by his letters patentes as by actes of parlyament, to dyuerse marchauntes straungers, borne out of this realme, to be denyzens, wherby they haue and reioyce suche fredomes and lybertes, as doth denyzens borne within this realme, as well in abatemente of theyr custome, whiche they shoulde bere, if they were noo denyzens, as in byenge and sellynge of theyr marchaundyse, to theyr greate auayle and lucre. And ofte tymes suffer other

Cap ii. Straungers made denyzens.

straungers

straungers not denyzens deceytfully to shyppe, and cary great and notable substaunce of marchaundyse, in theyr names, by the whiche the sayd goodes be free of custome in lyke wyse, as they were goodes of a denyzen, where of ryght they ought to paye custome as the goodes of straungers, by the whiche they be greatly auaunsed in tyhelle and honour. And after they be so enryched for the moste parte they conuey theyr selfe with theyr sayde goodes into theyr owne countreys, wherin they be naturally borne, to the great enporyshynge of this realme, and to the great hurte and defraude of the kynges highnes in payment of his customes. Wherefore it is enacted stablished and ordeyned by the aduyse of the sayde lordes spyrytuall and temporall and commons in the sayde parlyament assembled, and by auctoritie of the same, that any person made or hereafter to be made denyzens, shal pay for his marchaundyse lyke custome and subsidye, as he ought or shulde paye afore that he were made denyzen, any letters patentes or other ordinaunces by parlyament or other wyse, contrary to this made, not withstandynge.

Custome.

Cap.iii. ¶ Item the kynge our soueraygne lorde, by the aduyse of the lordes spiritu all and temporall, and at the prayer of the commons in the sayd parlyament assembled, and by auctoritie of the same hath enacted, ordeyned, and stablyshed, that no protection be heraftter alowable, ne alowed in the court before the mayre constables and felosshyp of marchauntes of the staple at Calays, ne in the courte before the lyeutenaunte constable and felosshyp of marchauntes of the same staple, ne in the court before the mayre and his bretherne of the same towne of Calays, nor in any other court or courtes within the same towne, or marches there, in any action sued, or hereafter to be sued by any of the sayd marchauntes, theyr factours, seruauntes, or attourneys, agaynste any of the sayde marchauntes, theyr factours, seruauntes, or attourneys.

Protection. Calais. Staple.

Capi.iiii. ¶ Item for the more sure and lyke reformation of prestes, clerkes, & religyous men culpable or by theyr demerites openly noysed of incontinent liuing in theyr bodies, contrarye to theyr order; It is enacted ordeyned and stablished by the aduise and assent of the lordes spiritual and temporal, and the cōmons in the sayde parliament assembled, & by auctorite of the same, that it be lauful to al archebyshops, and byshops, and other ordynaries hauyng episcopall iurisdiction, to punyshe and chastise, prestes, clerkes, and relygyous men, beinge within the boundes of theyr iurisdiction, as shall be committed afore them by examynation, and other laufull profe, requisite by the lawe of the churche of aduoutry, fornication, incest, or any other fleshly incontinency by committynge them to warde and prison, there to abyde, for suche tyme as shal be thought to theyr discretions conuenient for the qualitie and quantite of theyr trespas. And that none of the sayde archebyshoppes, byshoppes, or other ordynaryes afore sayde, be therof chargeable, of to or vpon any action of false or wrongeful imprisoment, but that they be vtterly therof discharged in any of the cases afore sayde, by vertue of this acte.

Incontinency of prestes.

Ordinaries.

Cap.v. ¶ Item that where tanners in dyuerse parties of this realme, vsen within them selfe the mistery of currieng and blackyng of leather insufficiently, and also lether insufficiently tanned, and the same lether so insufficiently wrought as well

Tanners.

as wel in tannyng as in currienge and blackynge, they put to ſale in bytuers fayres and markettes, and other places, to the great diſceyte and hurt of the kynges liege people. And alſo where it was ordeyned and ſtabliſhed, at the parlyament holden at weſtmynſter the ſeconde yere of the reygne of kynge Henry the. vi. among other that no cordner, nor none other to his vſe, ſhuld occupye the myſtery of a tanner, whyle he occuppyed the myſtery of a cordener vnder peyne of forfayture of euery hyde ſo tanned by hym, or by any other to his vſe. vi. s. viii. d. And that euery tanner ſhoulde alſo forfayte for euerye hyde by hym tanned inſufficiently. vi. s. viii. d. as in the ſame ſtatute more playnely appereth. The kynge our ſouerayne lorde, of his noble grace, by the aduyſe and aſſent of the lordes ſpirituall and temporall, and at the prayers of the commons in this preſent parlyament aſſembled, and by auctorite of the ſame parlyament, in eſchewynge of all ſuche deceptes, hath ordeyned and ſtabliſhed, that the ſayde ordynaunce, made in the ſeconde yere of kynge Henry the ſyxte, be and ſtande in his full force and ſtrengthe, and be putte in due execucion in all poyntes. And ouer that by the ſayde aduyſe and auctorite hath ordeyned and ſtabliſhed, that no tanner, whyles he occuppeth the myſtery of a tanner, nor none other to his vſe, from the feaſte of the Aſcenſion of our lorde nexte commynge, vſe the myſtery of corryour, nor blacke no lether to be put to ſale, vnder the peyne of forfayture for euerye hyde, by the ſayde tanner ſo corryed. vi. s. viii. d. And that no corryer of lether take vpon hym to corry any hyde of lether, but ſuche as is afore ſufficiently tanned, vpon peyne to loſe for euery hyde ſo corryed. iii. s. iiii. d. the one parte of the ſame forfayture and paynes to hym that fyndeth it and proueth it before any iuſtyce of peace, or before bayliffe, ſhyreffe or ſhyreffes, or other chefe gouernour of any citie, borroughe, or towne of the. v. portes: And the other halfe of the ſame forfaytures and peynes, out of the cyties, borroughes, or the townes of the ſayde. v. portes, to the kynge our ſayde ſouerayne lorde. Sauynge to euery lorde ſpirituall or temporall, and all other the kynges lyege men, their fraunchyſes for any thynge concernynge the ſame: And within cyties, borroughes, and townes of the ſayde. v. portes, to the vſe of the commynalte of the ſayde cyties, borroughes, and townes. And that noo tanner frome the ſayde feaſte of the Aſcencion, nor none other to his vſe, put any lether to ſale in any fayre or markette, or in any other place, but red as it commeth frome the tanne, vpon peyne of forfayture of the ſame lether. And that forfaiture in ſuche places as is afore ſayde founde, to be deuyded in maner and fourme as is afore ſayde. And alſo that no corryer occupy the myſtery of a tanner, whiles he occuppeth the myſtery of a corryer, vpon peyne of forfayture for euery hide by hym ſo tanned, or by any other to his vſe. vi. ſhillinges, viii. d. The one halfe to the kynge our ſouerayne lorde, and the other halfe to hym that wyll ſue therfore in his owne name by action of dette at the common lawe, or by any playnt in any citie, borroughe, or towne of the. v. portes afore ſayde. And that no tanner from the ſayde feaſte tanne any ſhepes ſkynnes, vppon peyne of forfayture of. xx. d. for euery ſhepes ſkynne ſo by hym tanned. And that the iuſtices of peace in euery ſhyre, and mayres and other gouernours

Cordiner.

Leather.

Coriar.

Iuſtyces of peace.

within the sayde cities, boroughes and townes, haue power to enquere here and determyne all the sayd defautes, and to put this ordinaunce in euery article in due execution.

Cap. vi. ¶ Item by the kynge our sayde souerayne lorde, by the aduyse and assent of the lordes spirituall and temporall, and the commons in this his present parlyament assembled, and by auctorite of the same: It is ordeyned establi shed and enacted, that all and syngular persons commynge nowe late with the kynges hyghnes fro beyonde the sea into this his realme, takynge his parte and quarell, in recouerynge and obteynynge of his iuste title & right to this his realme of Englande, and also all other suche maner person or per sones beinge in sanctuary, or in hydell for his quarell and tytle aboue sayd. And all other persones beinge in the fielde in battell seruynge his grace, ta kynge his parte and quarell agaynste his ennemyes there, be vtterly dys charged quyte and vnpunyshable for euer by waye of action or otherwise by course of his lawes of this his realme or otherwyse, of or for any maner mur dre fletnge of men or of takynge or dispoylynge of goodes, or any other tres paces, done by them or any of them, or to any person or persones of this his realme being with his enneiny Richarde late duke of Glouceftre, vsurper of this his realme, agaynste his moste royall persone, his banner displayed in the same fielde, and in the day of the same fielde. And that for any goodes ta ken or trespas done beside the daye of the fielde, by any of the persons being with the kyng or in sayncturry or hydel, as is aforesayd, from the feast of the assumption of our lady last past, vnto the feast of Wyghelmas then next en suynge, to any of the seruauntes, councellours, officers, or ministers of the sayd late Duke, none action be mayntayned, ne maintenable agaynste them or any of them, without the kynges special lycence in that behalfe opteyned. Prouyded alway that this present acte extende not, nor in any wyse be auay lable to any person or persons aboue specifyed, in or for any murder or rape of any other than was done the day of the sayde fielde, or any dis con mytted or done by them or by any of them in any wyse. Prouyded also, that this act extend not, nor be preiudicial to any person or personnes, whiche had the saufgarde of the kynge our souerayne lord, general and special, for any rob beries, trespalles, or any other iniuries done or committed to them or any of them, after the safgarde made vnder his priute seale and signet, or other war rant sufficient. Prouided alway that this act, ne none other in this present par liament made or to be made, be not hurtefull ne preiudicial vnto Elizabeth windesore wydow, late wyfe of Thomas wyndesore esquier, Edward Chele man, & sir John Coket preistes, executours of the testament of the sayd Tho mas windesore, or for any robbery, trespas or other offeces done vnto the said Thomas in his life: but that the sayd Elizabeth, Edwarde, and John Coket may haue and putsue action or actions agaynst al maner person or persones ioyntly and seuerally for the sayd robberies, trespalles, and offences, and eche of them, by what so euer name or names the sayd Thomas wyndesore, the sayd Elizabeth, Edward Cheseman, & John Coket was or be named: this act or any other act in this present parliamet made or to be made not withstandig.

Item

Cap. vii.

Item for as moche as afore this tyme dyuerse ordynaunces and statutes haue be made in dyuerse parlyamentes, holden in the same realme, for the punition of inordinate and vnlaufull huntynges in forestes, parkes, & in warrennes within the sayde realme, whiche statutes and ordynaunce not withstanding, diuerse persones in great number, some with paynted faces, some with vysours, and otherwise disguysed, to thentent they shoulde not be knowen, ryottously and in a maner of war arayed, haue oftentymes in late dayes hunted, as well by nyght as by day, in dyuerse forestes, parkes, and warens in dyuerse places of this realme, and in especiall in the countie of Kent, Surrey and Sussex, by colour wherof haue ensued in tymes paste great and heynous rebellions, insurrections, ryottes, robberies, murders and other inconueniences, to the preiudication and ensaumple of ryottes and euyll disposed persons of this realme in so offendynge, whiche offences coulde not be punyshed afore this time, accordynge to the sayde statutes ordynances & lawes of his sayd realme, bycause ỹ the said mysldoers, by reason of theyr paynted faces vysours, and other dysguysynges, could not be knowen: The kynge our soueraigne lorde, of his noble and abundaunt grace, in consyderynge of the premysses, by the aduyse and assent of the lordes spirituall and temporall, at the supplication of the commons in the sayde parlyament assembled, and by auctorite of the same ordeyneth, that at euery suche tyme as information shalbe made of any such vnlaufull huntinges by night or with paynted faces, hereafter to be done to any of the kynges councell, or to any of the iustices of the kynges peace, of the countie where any suche huntynges shal be had, of any person to be suspect therof: that then it shalbe lawefull to any of the same cõcell, or iustices of peace, to whom any such information shalbe made, to make a warrant to the shereffe of such countie, or to any constable, bayliffe, or other officer within the same countie, to take and areste the same person or persons, of whom any such information shal be made. And to haue hym or them afore the maker of the sayde warrant, or any other of the kynges sayde councel, or iustices of his peace of the same countie. And that the sayd councellour or iustyce of peace, afore whom suche person or persons shall be brought, by his discretion haue power to examyne hym or them, so brought afore the sayd cõcellour or iustice, of the sayd huntynge, and of the sayd doers in that behalfe. And if the same person wylfully concele the sayde huntynges, or any persone with hym defectiue therin, that then the same concelemente be agaynst euerye such person so concelynge, felony, and the same felony to be enquyred of and determyned, as other felonies within this realme haue vsed to be. And if he then confesse the truthe, and all that he shall be examyned of and knoweth in that behalfe, that then the sayd offences of huntinges by hym done be agaynst the kynge our soueraigne lord but trespas synable, by reason of the same confession at the nexte general sessions of the peace, to be holden in the same cõtie by the kynges iustice of the same sessions there to be cessed. And if any resistence or dysobeysaunce be made to any persone, hauynge auctorite to do execution or iustice by any suche warrant, by any person, the whiche so shoulde be arrested, So that the execution of the same warrant therby be not hadde,

Hunters disguised.

Felony.

Rescusse.

that then the same rescusse and disobeysaunce be felony, enquyrable, and determynable as is aforesayd. And ouer this it is enacted and stablysshed by the sayde auctoritie, that if any person or persones hereafter to be conuycte of any suche huntynges, with paynted faces, visours, or other wyse dysguised, to the entent they shuld not be knowen, or of vnlawful huntynge in time of nyghte, that then the same person or persons so conuicte, haue lyke punition, as he or they shuld haue, if he or they were conuicte of felony.

Visours.

Cap. viii Nauie.

¶ Item in the sayde parlyament it was called to remembraunce of the great mynishynge and decay, that hath ben nowe of late tyme of the nauye within this realme of Englande, and ydelnesse of the maryners within the same, by the whiche this noble realme within shorte processe of tyme, without reformation be had therin, shal not be of habylitie and power to defend it selfe. Wherfore at the prayer of the sayd commons, the kynge our souerayne lorde, by the aduyse of the lordes spirituall and temporal, in this sayde present parliament assembled, and by auctoritie of the same: hath enacted, ordeyned, and establisshed, that no maner of person, of what degre or condition that he be of, bie or sell within this sayde realme, Irelande, Wales, Calaies, or the marches therof, or Berwyke, from the feast of Myghelmas next nowe comming any maner wynes of the growynge of the duchy of Guien or of Gascoyne, but suche wynes as shall be auentured and broughte in an Englysshe, Irisshe, Walsshe mannes shyp or shippes, and that the maryners of the same be Englysshe, Irysshe, or walshemen for the more parte, or men of Calais, or of marches of the same, and that vpon peyne of forfayture of the same wynes so boughte or solde contrary to this acte, the one halfe of that forfayture to be to the kinge our souereigne lorde, and that other halfe to the fynder of that forfayture. This acte and ordinaunce to endure betwyxte this and the begynning of the nexte parlyament. Sauynge alway to the kynge his prerogatiue.

Hyppes. Marmers.

Capi. ix.

¶ Item that where in the parlyament late holden at Westmynster, the. xx. daye of January, the xii. yere of kyng Edwarde the fourth. It was enacted ordeined, and establisshed by auctoritie of the said late parliament, vpon many and grete consyderations and lamentable complaintes conteyned in the same acte, that no marchaunte straunger nor other, after the feast of Easter than next commynge, shulde bryng into this realme of Englande to be solde, any corses, gyrdles, rybandes, laces, calles, sylke, or Colene sylke, throwen or wrought, vppon peyne of forfayture therof, or of the value therof, in whose handes they shal be found, the one halfe of the sayd forfayture, to be vnto the king our souereigne lord, and that other halfe to be vnto hym or them of his subiectes, the whiche shall seale the same, or sue for the same by action of det, by wryt at the common lawe, by byl or playnt, after the custome of the citie or towne where it shall happen hereafter any suche forfayture to fall or be. And that the defendaunte in any suche action be not admytted to wage or doo his lawe, nor that any protection nor essoyne in the seruyce of the kynge our souerayne lorde for any suche defendaunte be alloweb, the sayde act to endure for foure yeres then nexte ensuynge the sayde feaste: The whiche acte afterwarde in the Parlyamente holden by Rycharde the thyrde late in deede and

Marchaunt.

Sylke worke.

not

not in ryght, kynge of Englande, was graunted and ordeyned for to be and stande good auayliable and effectuall vnto the ende of the sayde foure yeres, and from the ende of these same foure yeres, vnto the ende and terme of tenne yeres then nexte ensuinge: The whiche sayde foure yeres conteyned in the sayde fyrste acte, shall fynysshe and expyre at the feaste of Easter, the whiche shall be in the yere of our lorde. M. CCCC. lxxxviii. The kynge our sayde souerayne lorde that nowe is, by auctorite of this his aforesayde parlyament hath ordeyned, that the sayde acte and ordynaunce, as for the hole graunche of the sayde acte and ordynaunce, as farre as toucheth or concerneth these pre misses, be and stande auayliable and effectuall vnto the ende of the sayde. viii. yeres. And from the ende of the same. viii. yeres, vnto the ende and terme of xx. yeres than nexte ensuinge: Not withstandynge any acte, ordynaunce, graunt, or prouision in this present parlyament made or to be made, vnto any marchaunt straunger or other

Item the kynge our sayde souerayne lorde vnderstandynge by a supplication put vnto his highnes in this his sayd parlyament, by the marchantes of Italy, resident in this his sayd realme of Englande, that where by an acte of parlyament made in the parlyament of Richarde late pretendynge hym to be kynge of Englande the thyrde, holden at Westminster the fyrst yere of his reygne, it was ordeyned and prouyded, that all marchauntes of the nation of Italy afore rehersed, not made denyzens, whiche then shuld haue within this realme, wares and marchaundises brought from beyonde the sea, and before the feaste of Easter than next ensuinge, shulde haue, shulde do sell or bartre them in grose, and not by retayle, to the kynges subiectes afore the first daye of Maye, that then shulde be in the yere of our lorde god. M. CCCC. lxxxv. And the money comynge of the sale, before the sayd first day, within the same porte or portes where they aryued, employ vpon the commodities & marchandyses of this realme, they? reasonable costes and expenses alway excepte and deducted, vpon peyne of forfayture of the value, as wel of al the sayd wares and marchaundyses kepte and not solde afore the sayd first day, or otherwise solde than is aboue sayde, and of so moche money as shulde be made ouer by exchaunge contrary to the sayde acte. And that all the sayd marchantes of Italy, the whiche after the sayd feast of Easter brought any marchaundyse or wares into this realme to be solde, shoulde sell or bartre the same wares and marchaundises in grosse and not by retayle, vnto the kynges subiectes, vpon peyne of forfaiture of the value of the same wares and marchaundises otherwyse solde. And that the sayde marchauntes, they? sayd wares and marchandyses, whiche they shulde bryuge after the sayde feaste of easter, shuld do bartre or sell the same within. viii. monethes nexte after they? fyrste arryuall in to this realme in fourme afore sayde: And the money commynge of or by the sayde sale or barttrynges of them, and euery of them, employ and therwith bie the commodities or marchaundises of this realme of Englande within the sayde. viii. monethes, in the same port or portes where they shuld fyrst arriue, their resonable costes and expenses alway except and deducted: And that they shuld in no wyse make any such money ouer by exchaunge. And the said marchantes

Capit. x.

Italians.

thaunters, they? ſayd wares and marchaundyſes remaynynge vnſolde, after the ende of the ſayde. viii. monethes, in no wyſe ſhulde ſell, no? baretre within the ſayde realme, but that they ſhulde cary and conuey them oute of the ſame realme, within. ii. monethes than next folo wynge after the ſayde. viii. monthes. If wynde and wether wyll ſerue it: and elles as ſone as the wynde and wether wyll ſerue them, after the ſayde. iii monethes, vpon peyne of fo?fayture as well of as mothe money as ſhuld be made out of this ſayde realme by exchaunge, as of the ſayd wares and marchaundyſes ſo ſolde o? bartred after the ende of the ſayde. viii. monethes not caryed ne conueyed out of this ſayde realme, in fo?me afo?eſayde, o? the value therof: the fo?faytures penaltie and loſſe of all the p?emiſſes to renne and be vpon the ſayde marchauntes of Italy volunge contrary to this acte. And alſo that no ſtraunger of what countrey ſo euer he were, ſhuld hoofe o? take to ſoiourne with hym within this realme of Englande, any marchaunt ſtraunger, not beinge of the ſame nacion that he ſhulde be of, vpon peyne to fo?fayte and loſe at euery tyme that he ſo doth. xl. li. And that no marchaunt ſtraunger ſhuld be at hooſt ne ſoiourne with any other marchaunt ſtraunger not beinge of his nation o? countreye within the ſayde realme, vpon peyne of. xl. li. And that noo ſtraunger ſhall bye any wolle, the whiche ſhuld be ſente o? paſſe thzoughe the ſtraytes of Marrocke, by galyes, carackes, o? ſhyppes, o? other veſſelles, ſo?ted, clacked, o? barbed: No? any wolle, wherof lockes o? refuſe ſhuld be made, but that the ſame wol ſhuld be as it were ſho?ne and cleane wounde without any ſo?tyng barbyng o? clackynge, o? lockes o? refuſe therof to be made, as it is afo?e ſayde, vpon peyne of fo?fayture of the ſame wolle, and the double value therof. As by the ſame acte mo?e playnely maye appere. Alſo that the ſayde marchauntes of Italye ſhulde haue and conuey they? wolle, wollenclothe, and all they? other marchaundyſes ouer the ſtreyttes of Marroke, vpon peyne of fo?fayture of the ſame, as by the ſame acte playnly appereth. The kynge oure ſayde ſoueraygne lo?de, by thaduyſe of the lo?des ſpirituall and temporall, and the cõmons in this p?ſente parlyamente aſſembled, and by auctho?itie of the ſame, hath o?deyned eſtabliſhed and do to be enacted, that the aboueſayde fo?faytures penalties ſeyſour and actions compziſed in the ſayde actes and euerych of them, be reuoked hoyde anulled and of no ſtrengthe, agaynſte all maner perſones, except and reſerued onelye to the kynge, to be at lybertye, to haue and enioye all maner ſeyſours fo?feytes and penalties in the ſayde actes ſpecifyed. And that it be lefull to the kynge to graunt to his beſiechers his letters of ſaufe conduite and letters patentes, ſuerly to be enioyned, acco?dyng to the tenours therof, the aboueſayde act and actes not withſtandynge, in as ample wyſe as thoughe they had neuer be hadde no? made.

Straunger.

Marchaunte ſtraunger.

THE SECONDE parliament holden in the thyrde yere of kynge Henry the. vii.

THE KINGE our soueraigne lorde Henry the. VII. by the grace of god kynge of Englande and of Fraunce, and lorde of Irelande, at his parlyament holden at Westmynster, the xx. daye of Nouembre, in the thirde yere of his noble raigne, to the worshyppe of god and holye churche, and for the comyn welthe of this his realme, by thaduyse of the lordes spirituall and temporall, and the commons in this presente parlyamente assembled, and by auctorytie of the same parlyament hath ordeyned and stablyshed certayne statutes and ordinances in maner and fourme as hereafter ensueth.

Capit. i.
Mayntenaces
Liueraye.
Reteynder.
Embracery.

FIRST the kynge our sayde soueraigne lorde remembreth, howe by vnlawfull mayntenaunces, gyuing of lyueraye syngnes and tokens, and retaynders by indentures, promyses, othes, wythynges, or otherwyse embraseries of his subiectes, vntrue demeanynges of shyrefes in makynge of panelles, and other vntrewe returnes by takynge of money, by iuries, by greet rytes & vnlawful assembles, the polycy & good rule of this realme is almoste subdued, and for the none punyshynge of these inconuenience, and by occasion of the premysses, lyttell or nothynge maye be founde by enquery, whereby the lawes of the lande in execution maye take lyttell effecte, to the encreace of murders, robberies, periuries, and vnlauerties of all men lyuynge, and losses of theyr landes and goodes, to the great displeasure of almyghtye god. Therfore it is ordeyned, for reformation of the premysses, by auctorytie of the sayde parlyament, that the chauncellour and treasourer of Englande for the tyme beinge, and keper of the kynges priue seale, or. ii. of them, callynge to them a Bysshop and a temporall lorde of the kynges moste honourable counsayle, and the.ii. chefe Iustices of the kynges benche and common place, for the tyme beinge, or other two Iustices in theyr absence, vpon byll or informacion put to the sayde chauncellour for the kynge, or any other, agayn any person, for any mysbehauynge afore rehersed, haue auctorytie to call before them by writte or by priue seale the sayde mysdoers, and they and other by theyr discretion, by whom the truthe maye be knowen, to examyne, and suche as they fynde therin defectife, to punisshe them after theyr demerites, after the fourme and effecte of statutes therof made, in lyke maner and fourme as they shulde and ought to be punished, if they were therof conuicte, after the due order of the lawe. And ouer that it is ordeyned, by the auctorytie aforesayde, that the Iustices of the peace of euery shyre of this realme, for the tyme beinge, maye do take by theyr discretion an enquest, wherof euery man shall haue londes and tenementes to the yerely value of. xl. shillynges at the least, to enquyre of the concelementes of other enquestes taken afore them, and afore other, of suche maners and offences as are to be enquyred, and presented afore Iustices of peace, whereof complaynte shall be made by byll or by billes, as well within fraunchise as without. And if any suche concelement be founde of any enquest, as is afore rehersed, had or made within the yere, after the same

Iustices of peace.

Enquestes.

concelement

concelement, every persone of the same enquest to be amerced for the same concelmentes, by discretion of the same iustices of the peace, the sayde amerciamentes to be sealed in playne sessions. Item the kyng remembreth, how murdres and slepngs of his subiectes daily encrease in this lande, for a smoche wherof be dyuerse, one that no man is taken, where such murders hap to fall and be done, wyl not attache the murderer, where the lawe of the land is, that if any man be slayne in the daye, and the felon not taken, the townshyp, where the deathe of murder is done, shal be amerced, and if any man be wounded in perill of deathe, the partie thus so wounded, shulde be arreted and put in suertie tyll perfyte knowlege be had, whether he so hurte shulo lyue or die. And the coroner vpon the vieue of the body deade, shalde enquyre of hym or them that had doone that deathe ey murdred, of theyr abettours and consentours, and who were presente when the deathe of murder was done, whether man or woman: and the names of them that were present, and so founde, to enrolle and certifie, whiche lawe by negligence is disused, and thereby great boldenes is gyuen to sleers and murderers. And ouer this it is ples, that with in the yere and daye after any deathe of murder had and done, the felon shulo not be determyned at the kynges suite, for sawynge of the parties suite, wherin the partie is oftentymes slowe, and also agreed with, and by the ende of ye yere, all is forgotten, whiche is an other occasion of murder. And also he that wyll sue any appeale, muste sue in proper person, whiche suite is longe, and costely, that it maketh the partie appellant werye to sue. For reformation of the premysses, the kynge our soueraygne lorde, by thassent of the lordes spyrituall and temporall, and the commons in the sayde parlyament assembled, and by auctorite of the same wyll, that every coroner exercise and do his office accordynge to the lawe, as is afore rehersed. And that if any man be slain or murdred, and therfore the sleers murderers abettours mayntenours and confortours of the same, be endyted, that the same sleers and murderers, and all other accessaries of the same, be arrayned and determyned of the same felonye and murder at any tyme at the kynges suite, within the yere, after the same felony and murder done, and not fary the yere and daye, for any appele to be taken for the same felonye or murder. And if it happen any person named as principall or accessary, to be acquited of any suche murder, at the kinges suite, within the yere and daye, that then the same Justyces, afore whom he is acquited, shall not suffer hym to go at large, but eyther to remytte hym agayne to the pyson, or elles to lette hym to bayle, after theyr discretion, tyll that yere and daye be passed. And if it fortune the same felones or murderers, and accessaryes so arrayned, or any of them to be acquite, or the principall of sayde felony, or any of them to be attaynted, the wyfe or nerte heyre to hym so slayne as shall require, maye take and haue theyr appeale of the same deathe and murder within the yere and daye after the same felony and murder done, agaynste the sayde persones so arrayned and acquite, and all other theyr accessaries, or agaynste the accessaries of the sayde principall, or any of them so attaynted, or agaynste the sayde principalles so attaynted, if they benne on lyue, and the benefyce of his clergy therof before not had. And that the apel-

launt

launt haue ſuche and lyke auauntage, as yf the ſayde acquytall or atteyndre had not bene the ſayde acquytal or atteyndre notwithſtandyng: and ouer that the wyfe or heyre of the ſayde perſonne ſo ſlayne or murdred, as caſe ſhall requyre, maye commence theyr appeale in proper perſon, at any tyme within the yere after the ſayd felony done, before the Shyreffe and coroners of the countye, where the ſayde felonye and murdre was done, or before the kynge in his benche, or Juſtyces of gaiolt delyuerer: and the appellant in any appeles of murdre or dethe of man, where batayl by the courſe of the common lawe lyeth not, maye make theyr attourneys, and appere by the ſame, in the ſayde appeles after they be commenſed, to the ende of the ſuite and execution of the ſame. And yf any perſon be ſlayne or murdred in the daye, and the murdrer ſcape vntaken, ỳ the townſhyp, where the ſayd dede is ſo done, be amerced for the ſayd eſcape. And that the coroner haue auctoryte to enquyre therof vpon the view of the body dead. And alſo iuſtices of peace haue power to enquyre of ſuch eſcapes, and that to certifye afore the kyng in his benche. And that after ỳ felonye founde the coroners delyuer theyr inquiſitions afore the Juſtices of the nexte gayoll delyuerey in the ſhyre where the inquyſytion is taken, the ſame iuſtyces to proceede againſt ſuch murdrers, yf they bene in the gayol, and elles the ſame iuſtyces to put the ſayd inquiſitiõs afore the kyng in his bench. And for as muche as coroners had not, nor ought any thyng to haue by the lawe for theyr offyce doynge, whiche oft tymes hath be the occaſion, that coroners haue bene remiſſe in doynge theyr offyce: It is ordeyned, that a coroner haue for his fee, vpon euery inquiſition taken vppon the vieuwe of the body ſlayne, viii. ſhelinges. iiii. d. of the goodes and catals of him that is the ſlear, & murderer yf he haue any goodes, and if he haue no goodes, than the coroner to haue for his ſayd fee of ſuch amercementes as ſhall fortune any townſhyp to be amerced for eſcape of ſuche murder as is aforeſayde. And yf any coroner be rempſſe, and make not his inquiſitions vpon the vieu of the body dead, and certefye not accordyng as is afore ordeyned, that the coroner for euerye defaute forfeyt to the kyng. C. ſhyllynges. And alſo it is ordeyned by the ſame auctoryte, that euery Juſtyce of peace within this realme, that ſhal take any recognyſance for the keppng of the peace, that the ſame Juſtyces do certyfy, ſend, or bryng the ſame recognyſance at the next ſeſſions of peace, where he is or haue ben uſtyce, that the party ſo bound, may be called: and yf the partye make defaute, the ſame defaut than there to be recorded, and the ſame recognyſaunce, with the record of the defaute, be ſent and certefyed into the chauncery, or afore the kyng in his benche, or into the kynges eſcheker.

Atturnes ou battell ne

Coroners fees

Recognisances the peac

¶ Item where women, as well maydens as wydowes and wyues, haupnge ſubſtaũces, ſome in good mouable, and ſome in landes and tenementes, and ſome beyng heyres apparaunt vnto theyr auncestours, for the lucour of ſuch ſubſtaunces bene oftentymes taken by myſdoers, contrary to theyr wyll, and after maryed to ſuche myſdoers, or to other by theyr aſſent, or defoyled, to the great dyſpleaſure of god, and contrarye to the kynges lawes, and dyſpergement of the ſayde woman, and vtter heuyneſſe and dyſcomforte of theyr frendes, and to the euyll enſample of all other. It is therfore ordeyned eſtabliſhed

Cap. ii. women taken agaynſte theyr wyll.

and

and enacted, by our ſoueraygne lo7de the kynge, by the aduyſe of the lo7des ſpirituall and tempo7all, and the commens in the ſayd parliament aſſembled, and by aucto7itie of the ſame, that what perſon o7 perſones from hens fo7th, that taketh any woman ſoo agaynſte her wyll vnlawfullye, that is to ſaye, mayde, wydowe, o7 wyfe, that ſuche takynge p7ocurynge and abbettynge to the ſame, and alſo receyuynge wyttyngelye the ſame woman ſo taken a- Felonye. gaynſt her wyll, and knowynge the ſame, be felonye. And that ſuche myſdoers takers and p7ocuratours to the ſame, and receyttours, knowyng the ſayde offence in fourme afo7eſayde, be henſefo7th reputed and iudged as p7yncypal felons. P7ouyded alwaye that this acte extende not to any perſon takynge any woman, onely clayming her as his warde o7 bonde woman.

Capi. iii. Iuſtyce of peace. ¶ Item where in the parlyament, late holden at weſtmynſter, the fyrſte yere of Rychard late in dede and not in ryght kynge of Englande the thy7de: It was o7deyned and enacted amonge other dyuerſe actes, that euery iuſtyce of the peace, in euery ſhy7e, cytye, o7 towne, ſhulde haue auctho7ytye and power, by his o7 they7 diſcretion to let p7yſoners and perſones arreſted fo7 lyght ſuſpectyon of felonye in bayle o7 maynp7ſe, by colour wherof, afterwarde dyuerſe perſons, ſuch as were not mainpernable, were oftetimes letten to bayle and mainp7iſe by iuſtices of peace, againſt the due fourme of the law, wherby many felons eſcaped, to greate dyſpleaſure of the kynge, & anoyaunce of his lyege people, wherfo7e the kynge oure ſayde ſoueraygne lo7de, conſideryng it by thaduyſe and aſſent of the lo7des ſpy7ytual and tempo7al, and at the p7ayers of the commons in this p7eſent parliament aſſembled, and by auctho7ity of the ſame, hath o7deyned, eſtabliſſhed, and enacted, that the iuſtyces of peace in euery ſhy7e, cytye, and towne, o7 two of them at the leaſt, wherof one to be of the quo7um, haue auctho7ytie and power to let any ſuche p7yſoners, o7 perſons maynpernable by the lawe, that bene enp7yſoned within they7 ſeuerall countyes, cytye o7 towne, to bayle o7 maynp7ſe, vnto they7 next generall ſeſſyons, Bayle. Maynpriſe. o7 vnto the next gayle delyuere of the ſame gayles, in euerye, ſhy7e, cytye, o7 towne, alwell within the fraunchyſes as without, where anye gayles bene o7 hereafter ſhalbe, and that the ſayde iuſtyces of the peace o7 one of them ſo takyng any ſuche bayle o7 maynp7ſe, do certyfye the ſame at the next generall ſeſſyons of the peace, o7 the nert generall gayoles delyueraunce of any ſuche gayoll within euery ſuche county, cytye, o7 towne, nerte folowyng, after any ſuche bayle o7 maynp7ſe ſo taken, vpon peyne to fo7feyte vnto the kynge fo7 euery defaut ther vpon reco7ded. x.li. And ouer that it is enacted, by the ſame auctho7ytye, that euerye ſhy7yffe, bayliffe of fraunchyſe, and euerye other perſon, hauyng auctho7ytye o7 power of kep7nge of gayoll o7 of p7yſoners fo7 felonye, in lyke maner and fourme do certyfye the names of euerye ſuche p7yſoner in they7 kepynge, and of euery p7yſoner to them committed fo7 any ſuche cauſe, at the nexte generalle gayoll delyuer in euerye countye o7 fraunchyſes, where any ſuche gaiol o7 gaiolles bene o7 hereafter ſhalbe, there to be kalendred before the iuſtices of the deliuerance of the ſame gaiol, wherby they may as well fo7 the kyng as fo7 the partye p7ocede to make delyueraunce of ſuche p7yſoners, acco7dyng to the lawe, vpon peyne to fo7feyte vnto the kyng, fo7 Keper of Gayle.

cuery

euery defaute there recorded. C. shyllynges. And that the forsayde acte gyuynge auctorytye and power in the premysses to anye iustyce of the peace by him selfe, be in that behalfe vtterly voyd and of none effecte, by auctorytye of this present parlyament.

Capi.iiii. Dede of gyft

¶ Item that where often tymes dedes of gyftes of goodes, and catalles ben made to theintent to defraude theyr credytours, of theyr dutyes, and that persone or personnes that maketh the sayde dede of gyfte, goeth to lenthanye, or other places pryuyleged, and occupyeth and lyueth with the sayde goodes, and catalles, theyr credytours beynge vnpayed: It is ordeyned, enacted, and establyshed, by the assent of the lordes spyrytuall, and temporall, and at the requeste of the commons in the sayd parlyament assembled, and by auctorytye of the same, that all dedes of gyfte of goodes and catals made or to be made of trust, to the vse of that person or persons, that made the same dede of gift, be voyde and of none effecte.

Cap.v. Chenisaunce Vsurye.

¶ Item for as muche as importable damages, losse, and impouerisshyng of this realme is had by dampnable bargayns grounded in vsury, coloured by the name of newe cheuysance, contrary to the lawe of naturall iustyce, to the common hurt of this lande, and to the greate dyspleasure of god: Our souereygne lorde the kynge, for the reformation therof, and of all corrupte and vnlefull bargaynes, by the assent of the lordes spyrytual and temporal, and the commons in his sayde parlyament assembled, and by auctorytye of the same, hath ordeyned and enacted, that yf hereafter any bargayne couenaunt by byenge of anye oblygation, byll, or anye pledges put into suertye, or by byll or otherwyse by the name of dyre eschaunge or otherwyse, wherby anye certayne summe shalbe lost by any couenaunt or promysse betwene any person or persons by them selfe or any other to theyr knowledge within this realme, or yf any bargayne or lone, wherby any of ỳ party shuld lese or pay for any summe certaine. That is to say, for hauing a hundred pound in money or marchaundyse or otherwyse, and therfore to paye syre score pounde, or more or lesse, in and for any more or lesse somme after any maner rate, that all such bargaynes, couenauntes, promysse and suertyes therfore made, and al thing therof dependyng, be vtterlye voyde and of none effecte. And ouer this it is ordeyned by the same auctorite, that yf any marchaundyse, oblygations, byll-les, or plate be promysed to be delyuered vpon suche corrupte bargayne, and neuer delyuered, or deliuered & had agayn to him that ought such marchaundyses, oblygations, bylles, or plate, or knoweth by any other man by assente agremẽt or knowledge in any maner fourme, of him or his factour, or broker that suche marchaundyses ought, or pryuie to suche bargaynes, that all suche bargaynes, couenantes, promyses, and all suertyes therfore made, be vtterly voyde: And the seller, owner, bargayner, or promyser, of suche corrupte bargayns, or goodes, shall lose for anye suche bargayne made by him or his factour. C. li. And who so euer wylle sue therfore, to haue an action of dette: in whiche the partye shall not wage his lawe, the kynge to haue the one halfe, and he that wyll sue the other halfe. And for as muche as these corrupte bargaynes be most vsedly had within cityes and boroughes hauynge auctorytye

Eschaunge.

Bargayne.

to

to trye all maters and cases growen and bad within the same cytyes and boroughes: and yf any suche defautes shulde there be tryed, perturbacions thereby shulde growe, and tyrell of the prempties to be founde: Therfore it is ordeyned by the sayde auctoryte, that as well the chaunceloure of Englande for the tyme beynge, haue auctoryte and power to examyne all maner corrupte bargaynes, promptes, lones, or sales, growen and taken of anye of the prompties, and therupon by the examynation to here and determyne the same and to gyue lyke iudgemente, and make lyke execution thereof as the matter were tryed and founde at the partyes suyte, in anye suche action of dette by the course of the common lawe, as the iustyces of the peace of anye shyre nere adioinyng to any cyte or borough, where suche defautes be, of any of the prempties: And they to make lyke processe agaynste anye man therof endyted afore theym of anye of the premisses, as they shulde, or ought to do agaynste any man that were endyted afore them of any tyrotte, or trespasse, and to determyne it, And yf anye man be founde gylty afore them of anye of the prempties, to forfeyte the forsayde peyne of. C.li. reseruynge to the churche (this punishment notwithstanding) the correccion of theyr soules accordyng to the lawes of the same.

Capi. vi.

Item for as much as there hath growen and daily groweth great displeasure of god, and greate hurte of the kynge our soueraygne lorde, and to this his realme, by and for thinordynate chaunges and rechaunges that haue ben of long tyme vsed, & yet continued in this sayd realme, without auctoryte gyuen of the kynge to suche chaungyng and rechaungynge. For remedy wherof many noble statutes agaynste the same made, wherof one specyall statute was in the .xb. yere of kynge Edwarde the thyrde, made for the same remedye, and in Henry the fourth, Henry the fyfthe, and in Henry the syxth dayes. Wherfore the kyng our soueraygne lorde wyll, that all suche statutes be put in due execution frome henceforthe. And that no man make anye exchaunge without the kynges lycence, ne make any exchaunge, or rechaunge of money, to be payed within this lande but onelye suche as the kynge shall depute there vnto, to kepe, make, and annswere suche exchaunges and rechaunges, vpon the peynes in the same statute of kynge Richarde conteyned. And ouer that it is ordeyned by the kynge our souerayngne lorde, by the assent of the lordes spyrytual & temporal, and commons in this sayde parlyament assembled, and by auctoryte of the same, that all vnlefulle cheuysaunces and vsurye be dampned, and none to be vsed, vpon peyne of forfeyture of the value of the money, or goods so cheuysed or lente, the same forfeyture to renne on the seller and lender therof. Also for as much as dyuerse englysshe and estraungers brokers, whiche be named and assygned to occupye lefull brocage, ben inducers, and bargayne makers of vnlefull cheuysaunce and vsury, & in some part of vnlefull exchaunges, to the hurt of our sayd souerayigne lorde and this his sayd realme. Therfore it is enacted and establysshed, by the sayde auctoryte, that all suche brokers dealynge vnlawfullye of any of the premisses, be put a part, and neuer to occupye as brokers within this his realme, as they may be espyed and founde in cytyes, boroughes, and townes, by mayres, baylyffes

Exchaunge. and rechange

Cheuisaunce Vsurye.

Brokers.

fes

fes, or any of theym or of they⁊ mynysters where suche bargayne is vsed. And that euery broker that is founde defectyue in makyng of bylles of brocage, shal forfeyte for euery defaute .xx. li. and haue emprysonement of halfe a yere. And furthermore to be punysshed by the pyllorye, or otherwyse to they⁊ open rebuke and shame: the kynge to haue the one halfe of euery of the sayde forfeytures, and the partye that wyll sue, the other halfe of the same, by accion of dette by the common lawe, and the defendaunte in the same accion be not admytted to his lawe, ne essoyne ne protection be for the same defendaunte alowed.

Item the kynge our souerayne lorde, by the assent and assent of the lordes spirytual and temporall, and the commons assembled in this sayd parlyament, and by auctorytye of the same, hathe ordeyned and enacted, that euery marchaunt, as well denysyen as straunger, whiche shall bryng from hensforthe into any maner of goodes into any porte within this his realme by waye of marchaundyse, and there do entre the sayd goodes or marchaundyses, in the bokes of the customers of the sayde porte, where the goodes or marchaundyses shall fyrst come to, and the kynges dutye therof of the sayde customers contented, or therfore with him agreed, and afterwarde that done wyll conueye or carye the same goodes or marchaundyses from thense in anye other porte within the sayde realme: that than the owner of the sayde goodes and marchaundyses, his factour or attourney, shall bryng from the customers of the porte, where the sayd goodes or marchaundises be so entred, a certyficat vnder the same customers seales, dyrect to the customers of the port, whereto the sayde goodes or marchaundyses, shalbe conueyed or caryed, makynge mencyon within the same certyficate, as well of the naturall colour, lengthe, and valure of all maner of marchaundyses so entred, vsed to be mette with elne or yerde, as of the natural weight content or valure of al maner other maner of marchaundyses vsed to be weyed or valured. And that the same certyficate so made be delyuered to the sayde customers, before the sayde goodes be dyscharged so that they maye se, whether the nature, colour, or length, valour content or weyght of the same do agree with the sayde certyficate, so that the kynge be not decayued of his customes and subsydyes thereof due. And yf any certyficat from hensforth be made by anye customer of any porte, wherto any suche marchaundyses, or goodes shal be fyrst brought vnto, and there in they⁊ bokes entred, not makynge mencyon accordyng as is aforesayd: that than the sayde customer or customers for they⁊ myshehauynge lose they⁊ office, and to make fyne with the kynge for the same at his pleasure. And furthermore yf any suche goodes or marchaundyses, or any parcell therof be dyscharged vnpacked or put to sale without any porte, than within the same wher they shalbe fyrst entred, before the saide certyficate shall be delyuered, and the same goodes and marchaundyses, lesse accordyng as aboue is expressed: that than all the sayde goodes or marchaundyses, be forfeyted to the kyng our souerayne lorde, the one halfe therof to remayne to his hyghnes, and the other halfe to hym or them whiche shall proue anye suche goodes or marchaundyses so forfeyted. And that the customer, or customers, nor no deputy to anye

Cap. vii.
Marchaunt.
Customers.
Certificate.

suche

Marchaunt.

Comtroller.
Serchour.

Capi. vi.
Marchaunt alyen.
Byteler.
Straunger.

Employment

ſuche common officer, to whom ſuche certificat ſhall come, take nothyng for the ſighte of the ſame goodes ſo certified. Alſo it is ordeyned and ſtabliſhed by auctoritie aforeſayde, that no maner of marchaunt denyzen ne ſtraunger, do take vpon him to do entre or cauſe to be entred in the bokes of any cuſtomer of any porte within this realme, any maner marchaundyſes comyng into this his ſaid realme, or going out of the ſame, in any other marchantes name, ſauynge onely the name of the true marchant owner of the ſame, vpon peyne of forfeyture of all ſuche goodes, and marchandyſes ſo entred. And euery of the ſayde marchauntes, whiche ſo ſhall take vpon hym to cauſe ſuche vntrue entre to be made, to haue pryſonment and make fyne therfore at the kynges pleaſure. And that no perſone take vppon him to be cuſtomer, controller, or ſerchour in anye porte in anye cytie, borough, or towne, where he is common officer, nor no deputy to any ſuch common officer, vpon peyne of forfeiture for euery halfe yere, that he occuppeth the ſayde common office, and office of cuſtomerſhyp, controller or ſerchour, the ſumme of .xl. pounde, the one halfe therof to the kyng, and the other halfe to hym that will ſue for it by writ, byll or informacion.

Item that where in the parlyament of kyng Edwarde the fourth, holden at Weſtmynſter the .viii. yere of his reygne: It was ordeyned amonge other, that euery marchant alyen, and euery other byteler and other ſtraunger, not beyng denyzen that reſorte to any place or porte within this realme or wales, after the feaſt of Eſter than nexte folowinge, ſhulde duely employ all the money by hym to be receyued within anye porte within this realme, or wales, vpon the marchandiſes or other commodities of this realme, or elles without fraude put the ſame money in due payment within this realme, the ſame employement or payment duely to be proued by the marchaunt byteler or other eſtraunger, before his departyng out of the ſame porte, by writyng from that marchaunt or marchauntes, to whom the ſayd marchaunt alyen byteler or other eſtraunger haue employed or payed his money by him receyued for his marchaundyſes brought into this lande, wytneſſyng that he hath ſo done, or elſ by ſuche proues as ſhalbe thought reaſonable to the cuſtomer or controller of the ſame porte, or to the mayre, bayliffe or other chefe gouernours of any cytie, borough or towne, where anye ſuche porte ſhalbe, vpon peyne of forfeyture of all his goodes beyng within this realme, and to haue empryſonment of a yere: ſauing to euery ſuch marchant byteler, & other eſtraunger his reaſonable coſtes, with certaine prouiſions in the ſame, as by the ſame act more at large doth appere, whiche acte was made to endure but onely from the ſayde feaſte of Eſter, to the ende of .viii. yeres than nexte ſuynge, in that no golde and ſyluer receyued by marchauntes alyens and other bytelers and ſtraungers not beyng denyzens, for marchaundyſe brought into this lande, is not employed vpon the commodyties of this lande, but conueyed and caryed out of this realme, to the great loſſe to the kyng of his cuſtome and ſubſpy, and impouryſhyng of this realme. It is enacted ordeyned and ſtabliſhed by the kyng our ſouereygne lorde that nowe is, by the aduyſe of the lordes ſpyrytuall and temporall, and at the prayer of the commons in the ſayde

parly-

parlyament assembled, and by auctoritie of the same, that the sayde act made the sayde. xvii. yere of the reygne of kynge Edwarde the. iiii. with all thynges conteyned in the same touchyng the premisses, and euery prouision made in the same, be good, effectuall, and to endure for euer. Also it is enacted by the sayde auctoritie, that euery marchaunte of Irelande Jerneley or Gamesay, that bryngeth any marchandises into this realme, shall employ the money receyued for the same marchandyse, his reasonable expenses deducte, vpon the commodities of this lande, or elles without fraude put the same money in due payment within this realme: The sayde employement or payment to be proued as is aforesayd, vpon peine of forfayture of the value of the marchandise so brought in this land. And it is ordeyned by the said auctorite, that euery customer or controller shall take sufficient suertye for euery of the sayd marchaunte, viteler, or other estraunger to employ the value of the said marchaundyses, or to put the same money for the marchaundyse receyued in due payment, his reasonable expenses alwaye deducte, vpon peyne of forfayture of the value of the sayde marchaundyses: The one halfe of the sayde forfayture to the kynge, the other halfe to the partie that wyl sue. This to begynne and take effecte at the feaste of Chrystmas nexte commynge. Customer.

Capi. ix.

London.

Faire or market.

Item it was shewed vnto the kyng our soueraigne lord, by a petition put vnto hym in his said parlyament, that now of late tyme the mayre and aldermen and cytezens of the citie of London haue made an ordynance within the same citie, vpon a great peyne, that no man that is a free manne or cytezen of the sayde citie, shall go or come to any fayre or market out of the same citie of London, with any maner of ware or marchaundise to sell or to barter, to this entente that all byers and marchauntes shulde resorte to the sayd citie, to bie theyr ware and marchaundyses of the saide citezens and free men at London aforesayde, bycause of theyr syngular lucre and auayle. The kyng our soueraygne lorde, in consyderation of the hurte lykely to growe of and by the premysses, hath by the aduyse and assente of the lordes spirituall and temporall and the comunons in the sayd parlyament assembled, and by auctoritie of the same ordeyned, stablyshed, and enacted, that euerye free man and cytezen of the sayde citie of London, that nowe is or hereafter shall be, maye leade cary and go with his or theyr vitayll, ware, or marchaundise, what so euer it be, at his or theyr lybertie, to any fayre or market that shal please him or them with in this realme of Englande, any statute acte or ordynaunce made or to be made within this sayde citie of London to the contrarye of the premysses notwithstandynge. And the sayd ordynaunce and acte made in the sayd citie, be voyde and of none effecte. And that no person of the sayd citie be hurt or prejudised in leasyng of his lyberty and fraunchise within the sayd citie or other wyse, by reson or occasion of annullyng of the saide ordinance and act, or for none obeying to the effecte of the same. And if any person be prejudiced in any wise, by occasion of the same, that he ꝑ putteth or causeth any person to in the prejudice, lese and forfayte vnto the kynge. x. li. as often as he soo dothe. And he that wyl sue for such forfayture, haue therfore an action of det against suche offender, the kyng to haue execution of the one halfe, and he that sueth

the other halfe. And in ſuche action the defendaunt be not admitted to wage his lawe.

Cap. x. Item that where often tymes plentyffe or demaundaunt, plentyffes or demaundauntes, that haue iudgement to recouer, be delayed of execution, for that the defendaunte or tenaunt, defendauntes or tenauntes, againſt whom iudgement is gyuen, or other that ben bounde by the ſayde iudgement, ſueth a wrytte or wryttes of errour, to annull and reuerſe the ſayde iudgement, to the entente onely to delaye execution of the ſayd iudgement. It is enacted, ordeyned and eſtabliſhed, by the aduyſe of the lordes ſpyrituall and temporall, and at the prayer of the commons in the ſayde parlyament aſſembled, and by auctorytie of the ſame, that if any ſuche defendaunt or tenaunte, defendauntes or tenauntes, or any other that ſhall be bounde by the ſayde iudgemente, ſue afore execution hadde, any wrytte of errour, to reuerſe any ſuche iudgemente, in delayenge of execution: that than if the ſame iudgemente be allyned good, in the ſayde wrytte of errour, and not erronyous, or that the ſayde wrytte of errour be diſcontynued in the defaute of the partie, or that perſone or perſonnes, that ſueth wrytte or wryttes of errour, be nonſued in the ſame: that then the ſayde perſon or perſones, againſte whom the ſayde wrytt of errour is ſued, ſhall recouer his coſtes and damage, for his delaye and wrong full vexation in the ſame, by diſcretion of the iuſtice, afore whom the ſayde wrytt of errour is ſued.

Errour.

Damage recouered.

Cap. xi. Item where in the ſayde parlyament it was ſhewed by ſheremen, fullers, and other artyficers, that ſhulde lyue and optayne theyr liuelyhode ſuſtentation by meane of draperye made and vſyed within this realme, as well throughout the ſame realme, as within the citie of London, that where in a ſtatute made the ſeuenth yere of the reygne of kynge Edwarde the fourthe, amonge other it is contayned, that no perſone denyſen ne ſtraunger ſhulde carry or do to be caryed to any partyes beyonde the ſea, any wollen yarne, nor clothe vnfulled, but the wollen yerne to be made in this realme, ſhoulde be wouen in the ſame, and alſo all clothe in the ſame made ſhoulde be fulled and fulliye wroughte within this realme, before that any of the ſame ſhulde be had or caryed out of this realme, vpon peyne of forfaiture of the very valoure of ſuch yerne, not wouen and clothe not fulled, had or caryed out of this realme: The one halfe of the ſame forfayture to be leuyed to the vſe of the kynge, and that other halfe to hym or them that ſhuld eſpye or make proufe of any ſuche yerne not wouen, or clothe not fulled, caryed to any place beyonde the ſea. And for as muche as in the ſayd ſtatute of kynge Edwarde, there is none expreſſe mencion made, that the ſayde clothes ſhulde be rowed and ſhorne, afore that they be caried and conueied out of this realme, whereby the ſayd poore commons of the craftes aforeſayd, myght be ſet in labour & occupation: therfore the ſayd clothes euer hethen vnto this day, haue be and yet dayly are in great number caryed out of this realme, vnrowed, and vnſhorne, into the partie of beyond the ſea, as well by denyſens as ſtrangers, whereby outlandyſhe nacions, with the ſame draperye, are ſet in labour and occupation to theyr greate encrochynge, and the poore commons of the craftes aboue ſayde, throughe

Draperye.

all this

all this realme, that of naturall reason as the kinges trewe lyege men, shuld haue and optayne theyr nedy sustentation and lyuyng, by meanes of the same drapery, for lacke of suche occupation dayly fall in great number into pouertie and pouertie, to theyr vtternoste destruction, if it shoulde any lenger continue. The kynge our souerayne lorde, by the aduyse of the lordes spyrytuall and temporall, and at the prayer of the commons in his saide parlyament assembled, and by auctoryte of the same, hath ordeyned stablyshed and enacted, that no straunger nor denyzen cary or make to be caryed out of this realme any wollen clothes, but that they before be barbed rowed and shorne within the same realme, for the relefe and settynge on worke of the sayde poore commons, vpon the peyne and forfayture lymytted in the sayde statute of kynge Edwarde, made vpon clothe caryed out of this lande not fulled to be deuyded in maner and fourme as in the same statute it is conteyned.

Wollen clothes.

Prouyded alwaye, that clothes called besses rayes sayenge clothes and other clothes, commonly solde at. xl. shyllynges and vnder, be not comprised in this present acte.

Capi. xii.

Item the kynge remembryng howe by the negligence and vnlauful demeanynges of stewardes, auditours, receyuours, surueyours, and bayliffes of his honours, lordeshyppes, manours, landes and tenementes, constables and keepers of castelles, wardeyns, maisters of game and keepers of his forestes, chaces, parkes and warrens, within this his realme, greatte vnsuertie hath growen afore this tyme, as wel to his highnes as to his progenitours and howe his tenauntes and inhabytauntes of his sayde honours, lordshyps manours and tenementes dayly be greatly troubled, as wel by the vnlauful reteynners and retinues made, as wel by the saide offycers, sufferyng the same tenauntes and inhabitauntes to be vnlaufully reteyned with other persones and howe by this vnlauful reteynyng they ben called to vnlauful assembles and routtes, to theyr oft great ieoperdies and charges, wherby they ben soo powerlyshed, that they be not of power to paye to hym theyr dewetties, and his subiectes nere theyr dwellynge be vexed and troubled and greatly hurt by diuers charges and vnlauful unpositions: And ouer this his highnes remembreth, howe his woodes his vert and venyson, by the wardens maisters of ꝑ game parkers keepers & other officers of his sayde forestes, chaces, parkes & warrens thorough out this his realme, is almoste destroyed, and that dyuers and many persons, to whom he hath graunted suche offyces, in his gret troubles had agaynst his traitours & rebels, haue absented them from his grace, contrary to the duety of theyr allegiaunce, against al truth & kindnes. wherfore the kyng our souerayne lord wil, that by the aduise of the lordes spirituall and temporal, and the cõmons in the saide parlyament assembled, & by auctorite of the same, it be ordeyned & enacted, that if any steward, auditour, receyuour, or bailiffe, that now is or hereafter shalbe of any of ꝑ said honours, lordshyps, manours, landes, & tenementes, constable or keper of any of his sayd castels, warden, maister of game, parker keper or any other officer of any of his saide forestes, chaces, parkes or warens, that nowe is or hereafter shalbe, be vnlaufully reteined with any person, frõ henseforth, or reteine any

Reteynours.

man dwellynge within any of the sayde honours, lordeshyppes, manours, landes & tenementes contrary to any ordynaunce or acte afore this tyme made or suffer any man dwellynge within the sayde honours, lordeshyppes, maners, landes and tenementes to be vnlaufully retened with any other man or person, what degree or condition so euer he be of. And shewe it not to the kynge within. xl. dayes nexte after he hath knowledge therof. and howe and with whom he is so retayned: Or any of the sayde officers conuey any of the saide tenauntes inhabytauntes fermours to the kynge, to any field, or assemble or route, otherwyse than by the kynges commaundement to doo hym suche seruyce as he shall be commaunded, and that alwaye in the kynges lyuerey or signe, with a cognysaunce of hym that so conuey them by the kynges commaundement: or if such officer come not vnto the kynges hyghnes in tyme of trouble or warre, whan he therto shall be commaunded, haupnge no reasonable excuse, to the contrary, that all grauntes than made or had to hym of any of the sayde offices by the kyng, or by any of the kynges progenitours or predecessours, be than vtterly voyde and of none effecte. And it is ordeyned by the same auctorite, that if any fermour or tenaunt, within any of the sayde honours, lordeshyppes, manours, landes and tenementes, be retepned with any person or personnes, contrarye to the statutes, by lyuerey, signe, token or othe, indenture or promyse, or to go to any fielde gatherynge or assemble in any manes lyuerey sygne or token, but only in the kynges lyuerey and signe and to serue hym onely, or where he shall be commaunded by the kynge: that all grauntes and leases to hym made for terme of yeres or at wyll, of the landes, tenementes, rentes or other possessions beinge parcell of any of the sayd honours lordeshyppes, manours landes and tenementes, be than vtterlye voyde and of none effecte.

Lyuerey.

Archers.

Item for as moche as the great and auncient defence of this realme, hath stande by archers and shoters in longe bowes, whiche is nowe lefte and fallen in decaye for the derth and excessiue pryce of longe bowes: It is therfore ordeyned by the kynge our soueraygne lorde, by the aduyse of the lordes spyrituall and temporall, and at the request of the commons in the sayde parlyament assembled, and by auctorite of the same, that if any person or personnes, after the feaste of the purifycation of our Lady nexte commynge, sell any lōg bowes ouer the pryce of thre shyllynges foure pens, that than the seller or sellers of suche bowes forfayte for euery bowe so solde ouer the sayde pryce. xl.s to the kynge. And he that wyll sue for the same, haue an action of det therfore agaynst suche seller, or make informacion in the kynges escheker therof, the kynge to haue execution of the moytie therof, and he that sueth the other moytie: and that in suche action of det the defendaunt haue no essoyne ne protection for hym alowed, and be not admytted to wage his lawe.

Longe Bowes.

Cap. xiii.

Item for as moche as by quarelles made to suche as haue ben in great auctorite office and of councell with kynges of this realme, hath ensued the destruction of the kynges, and nere the vndoing of this realme, so as it hath appered euydently, whan compassynge of the deathe of such as were of the kynges trewe subiectes was hadde, the destruction of the prynce was ymagyned

Quarell.

therby,

therby, and for the moste partie it hath growen and ben occasioned by enuy and malyce of the kynges owne householde seruauntes, as nowe late lyke thynge was lykely to haue ensued: And for so moche as by the lawe of this lande it actuall dedes be not had, there is no remedy for suche false compassinges ymaginations and confederacies had agaynste any lorde, or any of the kynges councell, or any of the kynges great officers in his householde, as stewarde, treasourer, controller, and so great inconueniences myghte ensue if suche vngoodly deuyse anynge shulde not be straightly punyshed er that actuall dede were done. Therfore it is ordeyned by the kynge, the lordes spirituall and temporall, and the commons in the sayde parlyamente assembled, and by auctorite of the same, that from hensfe forwarde, the stewarde, treasourer, and controller of the kynges house, for the tyme beinge, or one of the haue full auctorite and power to enquyre by .xii. sadde men and discrete persons of the cheker roll of the kynges honourable householde, if any seruaunt admytted to be his seruaunte sworne, and his name put into the cheker roll of his householde, what so euer he be, seruyng in any maner office or rowme reputed hadde and taken vnder the state of a lorde, make any confederacies compassynge conspiracies imaginations with any person or persones, to destroye or murdre the kynge, or any lorde of this realme, or any other persone sworne to the kynges councell, stewarde, treasourer, controller of the kynges house, that if it be founde afore the sayde stewarde, for the tyme beinge, by the sayd .xii. sadde men, that any suche of the kynges seruauntes, as is aboue sayde hath confedered, compassed, conspyred or imagyned, as is aboue sayde, that he so founde by that enquery, be put therupon to aunswere. And the stewarde, treasourer, and controller, or two of theym, haue power to determyne the same matter, accordynge to the lawe. And if he put hym in tryal that than it be tryed by other .xii. sad men of the same householde. And that suche mysdoers haue no chalenge, but malyce, and if such mysdoers be fou̇nd gylty, by confession or otherwyse, that the sayde offence be iuged felony. And they to haue iudgement and execution as felons attaynted ought for to haue by the common lawe.

Confederacy Conspiracy.

Chalenge.

Felony.

THE THIRDE parlyament holden in the fourthe yere of the raygne of kynge Henry the. vii.

TO THE worshyp of god and holy churche, & for the cōmon weale and profyte of this realme of Englande, our souerayn lorde Henry by the grace of god king of England and Fraūce and lorde of Irelande, the. vii. after the conquest, at his parlyament holden at Westmynster, the .xiii. daye of Januarye, in the fourthe yere of his raygne, by the aduyse and assente of the lordes spirituall and temporal, and the commons in the sayd parlyament assembled, and by auctorite of the same, hath done to be made ordeyned and stablyshed diuerse statutes and ordynaunces in fourme that foloweth.

Capi. i.

FYRSTE it was shewed by the commons in the sayde parlyament assembled, that where in the parliament of the right noble prince Henrye the vi. late kyng of England, holden at Westmynster the. vi. yere of his reygne he consyderynge the great hurtes and losses, whiche ryon were by the entrete of water in dyuers partes of this realme, and many greatter hurtes by the shulde haue come, if remedy in that behalfe shulde not spedely haue ben purueyed: It was enacted, ordeyned, and stablyshed, by auctorite of the same parlyament, that for. x. yeres than nexte folowynge seuerall commissions of sewers shuld be made to dyuers persons by the chauncellour of England for the tyme beynge, to be named in dyuers parties of this realme, where nede were, after the fourme and tenour of a commission in the sayde acte specified. And afterwarde in the parlyament of the sayde late kynge holden at Westmynster the. viii. yere of his reygne, bycause of commissioners named in the sayde commission had not playne power in auctorite, to do perfourme and execute thynges comprysed in the sayd commissions, it was ordeyned and stablyshed, by auctorite of the same parlyament, that all suche commissioners shuld haue power to make and execute statutes and ordynaunces after the effecte and purporte of the sayde commission. And after the sayde terme yeres paste, in the parlyament of the sayde late kynge holden at Westmynster, the xviii. yere of his reygne, It was also ordeyned enacted and stablyshed by auctorite of the same parlyament, that for ten yeres than nexte folowynge, seuerall commissions of sewers shulde be made to dyuerse personnes by the Chauncellour of England for the tyme beynge, to be named in all parties of this realme, where nede shulde be, after the sayde fourme and effecte of the sayde commyssion conteyned in the sayde acte, made the sayde xvi. yere. and that suche commyssioners shoulde haue power to ordeyne and execute statutes and ordynaunces and other thynges to do after the effecte and purporte of the sayde commissions. And afterwarde in the parlyament of the sayde late kynge holden at Westmynster, the. xviii. yere of his reygne. It was also ordeyned enacted and stablyshed by auctorite of the same parlyament, that for xb. yeres than nexte folowynge, the chauncellour of Englande, for the tyme beynge, shulde haue power to make out of the chauncery commissions of sewers vnder the greate seale, in suche fourme as it was graunted to be made by the sayde acte, made the sayde. vi. yere, as in the sayde acte is more playnly conteyned. And after the sayde xb. yeres passed, in the parlyamente of the noble prynce Edwarde the fourthe, late kynge of Englande, holden at Westmynster, the. xii. yere of his reygne, it was also ordeyned and stablyshed, by auctorite of the same parlyament, that for. xb. yeres than nexte folowynge seuerall commyssions of sewers shulde be made to dyuerse personnes by the chauncellour of England for the tyme beynge, to be named in all the parties of this realme, and also the marches of Calais, Guynes, and Hammes, wher nede shulde be, after the fourme and effecte of the sayd commission conteyned in the sayde acte, made in the sayde. vi. yere. And that al such commissioners shulde haue full power to make ordeyne and execute statutes and ordinances and other thynges to do after the effecte and purporte of the same cõmissions as in

Commissions of sewers.

as in the sayde acte more playnelye is conteyned: By whiche Commissions and auctoritie, gyuen to the sayde commissioners in the sayde fourme, manye great hurtes and inconueniences in dyuers partyes of this realme done and had by encrease of water, were necessaryly redressed, reformed, and amended. It is so nowe that late, as well in the counties of Gloceſter and Somerset as elles where in dyuerse parties of this realme, and also within the boundes of the sayde marches of Calays, Guynes and Hammes, by the encrease of waters, dyuers landes and tenementes in great quantitie ben surrounded and distroyed, and many mo great lyke hurtes and dawages be lyke within shorte tyme to fall, as well to the decrease and destruction of the lyuelode of the kynge our soueraygne lorde, as of the lyuelode of the churche, and of other trewe liege people of this realme, and of the sayde marches, and any entisemente of the same, without that remedy in that behalfe be purueyed and had. The kynge our souerayne lorde therfore of his aboundaunt grace, the premysses tenderly consydered, by the aduyse and assent of the lordes spirituall and temporall, and at the requeſt of the commons in the sayd parlyament assembled, and by auctorite of the same, hath ordeyned, enacted, & stablisshed that for. xx. yeres next comming seuerall commissions of sewers be made to dyuerse persons by the chauncellour of England for the tyme being, to be named in all parties of this realme, and of the sayde marches where nede is or shall be, after the fourme and effecte of the sayd commission, conteyned in the sayde acte made in the sayde. vi. yere. And ouer that hath ordeyned and stablysshed by the sayde auctorite, that all suche commissioners haue full power to make ordeyne and execute statutes and ordynaunces, and other thynges do after the effect and purporte of the same commission.

¶ Item where as it was of olde tyme vsed and continued tyll nowe of late yeres, that there was for the auaile of the kynge and the realme fynours and parters of gold and siluer, by fyre and water, vnder a rule and order belongyng vnto the myntes of London, Calays, Caunterbury, Yorke & Durham and other places where myntes ben holden, & at the goldsmithes hal in London, to fyne and parte all golde and syluer belongynge and nedefull for the sayd myntes and felosshyp of goldsmythes, for the amendment of money and plate in the realme, that euery thynge myght be reformed to the ryghte standarde, aswel in money as plate to the least coste, for the weale of the kynges noble men of the lande and common people. But so it is nowe, that suche fynours and parters of golde and syluer by fyre and water dwelled abrode in euery place of this realme, out of the rules afore sayd, and bie gylt siluer from the myntes chaunges and goldsmithes, and part and fine it as is aforesayd, & for the moſt part the siluer so fined, they do alay it in diuers maners, and sell it at theyr plesure to euery man of what estate or degree so euer he be, that wil bie of them to make such werkes as pleaseth the biers: Therfore men can get no fyne siluer whan they nede it for theyr money, for the amendment of money and plate as hath ben in times passed: wherfore it causeth money and plate in dyuerse places of the realme, to be made worse in fynesse than it shulde be, as it appereth euydently in dyuers places, to the great hurt of the kinges noble

Cap. ii. Fynours.

men of the lande and common people. wherfore the kyng our soueraygne lorde, by the assent of the lordes spyrytuall and temporall, and at the requeste of the commons in the sayde parlyament assembled, and by auctorytye of the same, hath ordeyned, enacted, and stablysshed, that no tynour of golde and syluer, nor parter of the same by fyre or water from henssorth, alay anye fyne syluer or golde, ne none sell in any other wyse, ne to any persone or persones, but onely to the officers of myntes chaunges and goldesmythes within this realme, for augmentation and amendyng of coyne and plate as is aforesayd: and that the mayster of myntes chaunges and goldesmythes, for all suche fyne golde or syluer commynge to theym, to answere the balloure as it is worth, accordyng as it is nowe and hath bene of auncyente tyme accustomed after the rate of fynesse. Ne that no tynour nor tynours, parter nor parters, sell to no persone, neyther to one nor to other anye maner of syluer in masse molten and alayed, vpon peyne of forfeyture of the same, the kynge therof to haue one halfe, and the fynder that can proue and wyll sue it in the kynges eschequer, the other halfe. And if any tynour or tynours, parter or parters of golde and syluer, eyther by fyre or water alaye or sell any maner fyne golde or syluer, otherwyse than it is ordeyned in this laste acte, he or they to lese the valour of the same golde or syluer so alayed or solde, the kynge to haue the one halfe, and the fynder that can proue it and wyll sue it in the kynges eschequer, the other halfe. And all suche fyne syluer as shall be parted and tyned, as is aforesayde, that it be made so fyne, that it maye beare .xii. penny weight of alay in a pounde weyght, and yet it be as good as starlynge and rather better than worse. And that euery tynoure put his seueralle marke vpon suche fyne syluer, to beare wytnesse of the same to be true, as is aforesayde, vppon the peyne of the balour founde contrarye to be forfeyte, the kynge therof to haue the one half, and the fynder that can proue it and wyl sue for it in the eschecker the other halfe. And that no goldesmythe, or goldesmythes within this realme, melt or alay any fyne syluer, to ne for any workes or other entent, but onelye for makynge of amelles, for dyuers workers of goldesmythrye. And for amendyng of plate to make it as good as sterlyng or better for the common wele of this realme. Nor that they sell no fyne syluer nor other syluer alayed molten into masse, to any persone or persones, what so euer they be, nor one goldesmythe to another. This ordynaunce to be kepte by the goldesmythes in euerye poynte, vpon peyne of forfeyture of the same syluer or the valure therof. The kynge therof to haue the one halfe, and the fynder that can proue it, and wyll sue for it in the kynges escheker, the other halfe.

Syluer in masse molten.

Goldesmythe.

¶ Also it is ordeyned by the same auctorytie, that all letters patentes and grauntes of offyces, belongynge or pertaynyng to the mynt of our soueraine lorde the kynge, exercysed in the same with fees and wages therto belonging be from hense forth voyde, and of none effecte.

Mynt.

Cap. iii. ¶ Item it was shewed by a petition put to the kynge our sayde soueraigne lorde, in the sayd parlyament, by his subiectes and parysshens of the parysshe of sayncte Feythes and sainct Gregories in London, nygh adioynaunt vnto the cathedrall churche of Poules, that it was so great concourse of people, as

well

well of his royal perſon, as of great lo3des and eſtates, with other his trewe ſubiectes, often tymes was had vnto the ſayde cathed3all churche, and that moſte parte th3ough out the paryſhe afo3eſayde, the whiche often tymes ben greatly annoied and enuenimed by co3rupte heyres engend3ed in the ſaid paryſhes, by occaſion of bloudde and other fouler thynges, by occaſion of the ſlaughter of beaſe, and ſcaldynge of ſwyne, had and done in the bocherye of ſayncte Nycolas fleſhehamles, whoſe co3ruption and foule o3doure, by violence of vncleane co3rupte and putrifyed waters, is bo3ne downe th3oughe the ſayde paryſhes, and compaſſeth two partes of the palays, where the kinges moſte royall perſon is wonte to abyde, whan he cometh to the cathed3all churche fo3 any acte there to be done, to the ieoperdous abydynge of his moſt noble perſon, and to ouer great annoyſaunce of the paryſhens there, and of other the kynges ſubiectes and ſtrangers that paſſe by the ſame: Complaint wherof at many and dyuerſe ſeaſons, alſo by the ſpace of. xvi. yeres contynually, as well by the chanons and pety canons of the ſayde cathed3all church, landelo3des there, as alſo by many other dyuerſe of the kynges ſubiectes of 3yght honeſt hauour vnto diuerſe maires and aldermen of the citie of London hath be made, and no remedy dad ne founden: That it pleaſe our ſayde ſoueraygne lo3de of his habundaunte grace to p3ouyde fo3 the conſeruation as well of his moſt royal perſon, as to ſocour his poo3e ſubiectes and ſuppliauntes in this behalfe, conſyderyng that in fewe noble cities and townes o3 none within chriſtendoune, where as trauaylynge men haue laboured, the common ſlaughterhouſe of beaſtes ſhulde be kepte in any ſpecial parte within the walles of the ſame, leſte it myght engend3e ſickenes, vnto the deſtruction of the people. The kyng our ſouereigne lo3d, in conſyderation of the p3emyſſes, hath by the aduyſe and aſſent of the lo3des ſpirituall and temporall, and the commons in this ſayde parlyament aſſembled, and by auctho3itie of the ſame o3deyned and enacted, that no bocher no3 his ſeruaunt ſlee no maner beaſt within the ſayde houſe, called the ſcaldyng houſe, o3 within the wal of London, vpon peine to fo3fayte fo3 euery ore. xii. d. and euery kowe and euery other beaſte. viii. d. The one halfe therof to the kyng our ſoueraygne lo3de, and the other halfe to euery of the kynges liteges that wyll ſue fo3 the ſame, by action of dette. And no p3otection o3 eſſoyne be alowed to any of the defendauntes, agaynſt whom any ſuch action ſhalbe conceyued. And that in the ſame action of dette ſuche p3oceſſe be made, as in other actions of dette ſued at the common lawe. And ouer this it is o3deyned and enacted by the ſayd auctho3itie, that the ſayde o3dinaunce act and lawe extende and be obſerued & kepte in euery cytye bo3oughe and towne walled within this realme of England, and in the towne of Cambr3dge the townes of Barwyke and Carlyle excepte and fo3pr3yled. P3ouyded alwaye that this p3eſente act begynne and take effecte at the feaſte of the annuntiation of oure lady nexte enſuynge and not afo3e.

Bouchers.

London.

¶ Item the kyng our ſayd ſouereine lo3d, fo3 dyuers cauſes and reaſonable conſyderations hym mouyng, by the aduyſe of the lo3des ſpyr3ytual and temporall, and at the p3ayers of the commons in the ſayde parliament aſſembled,

Capi. iiii.

and

and by auctoꝛyte of the ſame, hath oꝛdeyned, ſtabliſſhed and enacted, that euerye perſon, of what condition oꝛ degree that he be of, beynge oꝛ hereafter be in our ſayd ſouerayne loꝛd the kynges wages beyonde the ſea in Bꝛitayne, at his pleaſure haue the pꝛotection of pꝛotecture oꝛ moꝛatur, cum clauſula boꝛ-lumus. And in the exception of the ſayde pꝛotection there be made ouerſyon of allyſe. And that the ſayde pꝛotection be alowable in all the kynges courtes and other courtes, where the ſayde pꝛotections ſhalbe pleded, oꝛ layd foꝛ any of the ſayd perſones in all pleas and allyſe, as well of nouell diſſeyſyn as of freehoꝛde without anye diffyculties. And it is enacted that the iudgementes to be gyuen from henſoꝛth in ſuche allyſe arrayned, ſhall not be pꝛeiudycyall to any of the ſayde perſones ſo beynge in ſeruyce of our ſouerayngne loꝛde the kynge in Bꝛytayne, as is aboꝛeſayde, whiche haue any thyng in reuertion oꝛ remaynde in landes and tenementes, whereof ſuche allyſe be arrayed, yf the name of thoſe perſones, whiche be in the reuertion oꝛ the remaynde of ſuche landes & tenementes, be not in the ſayd allyſe, but that the ſayd iudgement be agaynſt all them boyd. The ſayd oꝛdynaunce to endure and be auayliable to euery of the ſayd perſons, as long as he abideth ſo in the kinges wages. And yf this oꝛdynaunce, touchynge the ſayde perſones ſo nowe abydynge, oꝛ that after ſhall abyde in the ſeruyce of the kynges hyghnes in Bꝛytayne, be not ſufficient foꝛ the eaſe and ſuerty of them: It is agreed by the ſame auctoꝛyte, that our ſouerayngne loꝛde the kyng, and all the loꝛdes of his counſell foꝛ the tyme beyng, haue full power in all maner of actions, ſuytes and pꝛoceſſes, to graunt to euery of ſuche perſones pꝛotection, as ſhalbe in theyꝛ cauſe auay-able after theyꝛ diſcretion, duryng the tyme that they oꝛ any of them contynue in the ſayde armye oꝛ warre. Pꝛouyded that this acte be not auayliable to anye perſon foꝛ any entre ſythen the fyꝛſte daye of this ſayde parlyament.

¶ Alſo it is enacted, that yf diſſeyſent of any landes, oꝛ tenementes, oꝛ anye oꝛ-alme oꝛ elles where, that that diſſeyſent be of no greater effecte to the damages oꝛ hurte of the ſayde perſons beynge in the kynges ſeruyce as is aboꝛeſayde, than yf the ſayde perſonnes in the kynges ſeruyce ſo beynge were within the age of .xxi. yeres. Alſo it is oꝛdeyned by the ſayd auctoꝛyte, that all ſuche perſones as ſhall paſſe ouer the ſea in the ſayde byage, and euerye of theym, the whiche haue landes and tenementes holden of the kyng oꝛ of any other, ſhall nowe lawfully make therof feoffementes and tꝛanſmutation of pꝛoſſeſſion, by dede oꝛ dedes, fyne oꝛ fynes, recouere oꝛ recouerres, foꝛ the perfourmaunce of theyꝛ wylles, without any fyne foꝛ the ſayd feoffementes oꝛ tranſmutation of poſſeſſyon therfoꝛe to be made in: And that they and euery of theym, theyꝛ heyres and aſſygnees of euery of theym be diſcharged of all ſuche fynes by the ſayd acte without letteꝛs patentes of lycence oꝛ pardon oꝛ other diſcharge foꝛ to be hadde in that behalfe. And furthermoꝛe it is alſo oꝛdeyned and enacted by the ſayde auctoꝛyte, that yf any of the ſayde perſones, ſo paſſyng in the ſayde byage, whiche holde landes oꝛ tenementes of the kynge, oꝛ of anye other by knyghtes ſeruyce oꝛ otherwyſe, wherefoꝛe his heyre oweth to be in warde, and foꝛtune in the ſayde byage to decreaſſe beyonde the ſea, oꝛ that any

feoffe-

Pꝛotection.

Bꝛytayne.

feoffement of the same landes and tenementes be supposed to be made by collusion the heyre of the owner of the same landes and tenementes being with in age that than the same feoffees or tenauntes of suche persones so deceased haue the warde and mariage of the heyre so beyng within age and of the landes and tenementes to holden during the none age of euery suche heyre to the perfect mature of the wylle of the sayde persone so deceased without anye accompte or other thynge therfore to be yelded. Prouyded alwaye that yf anye persone or persones receyued to the sayde warde or mariage selsyte and come agayne into this realme discharged of the sayde retenue warde and mariage or after the sayde mariage determyned that than anye feoffement made by him or any other to his vse of anye of the premysses be voyde and of none effecte to exclude the kyng and his heyres or anye other for the warde & mariage of the heyre if any of them so comming into this realme by vertue of this acte. Feoffement.

¶ Item the kynge our souerayne lorde remembreth bothe as well his bryghtes and byuers of his progenytours and predecessours kynges of England haue made and graunted vpon feyned suggestyons to byuers abbottes, pryours, wardeynes, maysters, or rulers of other spirituall places, and to their successours diuers and many letters patentes, some of them to be quitte and discharged of payment of dysmes, and some of them to be quitte and discharged as well of the gatherynge of dismes as of payment of dismes, by the which euery yeare, when somtime it be graunted, it is greatlye mynysshed, and other places the more grenously charged with gatherynge of the same. Remembreth also the great charges that now ben in hand, and that the beryng therof must as well be to the relefe of theym that haue suche letters patentes, as to other of his subiectes: Hath therfore ordeyned and enacted by auctoryte of the sayde parlyament, that all suche letters patentes, as for the premysses ben voyde and of none effecte, by what sameuer names, thole persones, to whom the letters be made, be called or named. Cap. v. Letters patentes admitted. Dismes.

¶ Item for as muche as through the negligence of stewardes foresters, and other kepers within the kynges forestes of Inglewode, in the shyre of Comberlande, and by mysdynge of their offyces, the dere and game is dystroyed and gone by occasyon wherof the sayd offycers requyre none actuall exercyse. It is therfore ordeyned and enacted by auctoryte of the sayde parlyament, that all letters patentes made by the kynge our souerayne lorde of any office within the sayde forestes, be frome the fyrste daye of this parlyamente voyde and of none effecte. Prouyded that it be ordeyned by the sayde auctoryte, that the letters patentes late made by the kyng, to Thomas lorde Dacre, of the offyce maysters forester of that forest, stande and be good and effectuall to the same Thomas, after the tenour and effect of the same letters patentes, the sayd acte notwithstanding. Prouyded also, that this acte extend not ne be preiudycyall to Henry erle of Northumberlande, of or for any graunt, letters patentes, or confyrmation made by the kynge our souerayne lorde to the sayde erle. Capi. vi. Forest of Inglewode. Letters patentes admitted.

¶ Item where as byuers yomen of the crowne and gromes of the kynge our Cap. vii.

soue-

Yemen of the rozone. Gromes of the chambze.

Letters patentes.

souerayne lozdes chambze haue diuers offices and fees graunted to them by his letters patentes for the conseruation of their attendaunce in the kinges seruyce, whiche do not indeuour nor theymselue in geuynge attendaunce according to their duty. Be it therefore ordeyned, established and enacted by the auctozytye of the sayde parlyament, that if any of the sayde yemen or gromes do not gyue their attendaunce aboute the kynges hyghnes, according to the ordynaunce of his chambze, that then all letters patentes graunted vnto them or anye of them made, or hereafter to any suche person or persones, to be made be of no better force ne effecte, but at the kynges pleasure.

Cap. viii. Drapers. Taylours.

¶ Item for as moche as drapers and taylours, and other in the cyty of London, and other places within this realme, vse to sell woollen clothe at retayle by yerdes, sellyng a yerde of clothe at excessyue prices, hauyng thereby vnreasonable lucre, to the great hurte and impouerysshyng of the kynges liege people byers of the same, agaynste equyte and good conscience. Wherfore it is ordeyned by the kynge our souerayngne lorde, by the aduyse and assent of the lordes spyrytuall and temporal, and the commons in this present parliamente assembled, and by auctozytye of the same that no person set within this realme at retayll a brode yerde of woollen clothe, of the tyneste makynge, scarlet grayned or other clothe grayned, what colour so euer it be to anye of the kynges subiectes, aboue the pryce of .xvi. shyllynges a brode yerde. And a brode yerde of woollen clothe, of any other colour out of graync, or any russet of the tyneste not aboue the pryce of .xl. shyllynges vpon peyne of forfeture for euery suche yerde solde to anye of the kynges subiectes, aboue the sayde pryce, xl. shyllynges: And of euerye other clothe what so euer it be, that is vnder the sayde pryce, a brode yerde to be solde to the kynges subiectes after the rate of the goodnes thereof. And he that wylle sue for any suche forfeyture, haue an accion of dette therof agaynst hym that so doth forfeyt, in which action none essoyne ne protection be allowable. And the defendaunt not to be admytted to wage his lawe, the kyng to haue the execution of the one halfe therof, and the partye that shall sue, haue the other halfe. This ordinance to begyn and take effecte from the feaste of saynete Thomas the apostle, in the yere of our lorde god. M.CCCC.lxxxix. And the same ordinaunce before the same feaste within the sayde cytye to be proclayned.

Capi.ix. Hattes and cappes.

¶ Item that where afore this tyme it hathe bene dayly vsed and yet is, that certayne craftesmen, named hatters and capmakers, do sell their hattes and cappes at suche an outrageous pryce, that where an hatte standeth not them in .vi. pens, they wyll sel it for .viii. shyllynges, or .xl. pens: and also a cappe that standeth not them in .vi. pens, they wyll sell it for .viii. shyllynges, or .x. shyllynges. And bycause they knowe welle that euerye man must occuppe theym, they wyll sell them at none esyer pryce, to the greate charge and damages of the kynges subiectes, and agaynste all good reason and conscyence. Wherfore it is ordeyned, enacted, and stablyshed, by the assente of the lordes spyrituall and temporall, at the requeste of the commons in the sayde parlyamente assembled, and by auctozytye of the same, that no hatter nor capper, nor other person, sell nor put to sale any hatte to any of the kynges subiectes aboue the

pryce

pryce of xx. pens the beste, nor anye cappe aboue the pryce of .ii. shyllynges viii. pens the best at the most. And for al hattes and cappes vnder the value, to be solde at suche a pryce as the byer and seller may reasonably agree, vpon peyne of forfeyture for euery hatte or cappe otherwyse solde, aboue the pryce aboue sayde .xl. shyllynges. The one moytye therof to be to oure soueraigne lorde, and the other moytye to the partye that wylle sue and proue the sayde forfeyture by action or by actions of dette, by wrytte at the common lawe, by byll or playnt after the custome of the cytye or towne, where it shall fortune suche forfeyture to be, in the whiche lyke processe, iudgemente, and execution shall be vsed, as is vsed in actions, bylles, or pleyntes of dette sued after the course of the common lawe, or custome of towne or cyte aforesaid. And that the defendaunt in any suche action, bylles, or playntes be not admytted to do his lawe nor that anye protection or essoyne be allowed. This ordynaunce to begin and take effect fro the feast of saynct Thomas the apostle, in the yere of our lorde .M.CCCC.lxxxix. And the same ordynaunce before the same feast within the cytye of London to be proclaymed.

¶ Item that where great mutlthing and decay hath bene nowe of late tyme of the nauye of this realme of Englande, and ydelnes of the maryners within the same, by the whiche this noble realme withyn shorte processe of tyme, without reformation be had therin, shall not be of abylytye ne of strengthe and power to defend it selfe. Wherfore the kyng our soueraygne lord by thaduyse of the lordes spyrytual and temporal, and at the prayers of the commons in the sayde parlyament assembled, and by auctorytye of the same hath ordeyned, stablyshed, and enacted, that no maner of person, of what degree or condition that he be, conueye or brynge into this realme, Irelande, Wales, Calays, or the marches therof, or Berwyke, from the feast of the natyuite of saint John baptyst, that shall be in the yere of oure lorde god. M.CCCC.lxxxx. any maner wynes of the growynge of the duchye of Guyen or Gascoyne, or woade called Tholouse woade, but suche as shall be conueyed, auentred, and brought in shyppe or shyppes, wherof our sayd soueraygne lord, or some of his subiectes of this his realme of Englande, Irelande, Wales, Calays, or Berwyke, bene owners possessoures and proprietaryes. And the mayster vnder god, and the maryners of the same shyppe or shyppes Englysshe, Irysshe, or Walsshe, or men of Berwyke, or men of Calays or of the marches of the same, for the more party, vpon peyne to forfeyt the same wines & woade so brought contrarye to this acte, the one halfe therof to the kynge, and the other halfe to hym or them that sealeth the same wyne or woade. And also hath ordeyned and stablyshed, by the sayde auctorytye, that no person inhabyted within this realme, other than marchauntes straungers, from the feast of saynct John, freyght ne charge within this realme or Wales any shyp or other vessell of any alyen or straunger, with anye maner marchaundyse, to be caryed oute of this realme or wales, or to be brought into the same, yf he maye haue sufficyente freyghte in shyppes or vessels of denyzens of this realme in the same porte where he shall make his freyght, vpon peyne to forfeyte the same marchaundyses, the one halfe therof to the kynge oure soueraygne lorde, and the other

Cap. x.

wyne.
woade.
Shyppes.
Mariners.

other halfe to him or them which fendeth the same marchaundises. Prouyded alway that this acte extende not to any shyp or shyppes, hauinge ampel the said wares or marchandises, confreatned by tempest of wether or enemyes to arriue in any port or place within this realme, so that the owners of the said wares and marchandises make therof no sale within this realme, other than for victayles, or repayring of the same shyp or shyppes, or takeling therof, which they of necessyte be compelled to make.

Capi. xi. Drapers.

Item for the increase and maintenyng of drapery and makyng of clothe within this lande, the kynge our soueraygne lorde, by the aduyse and assent of the lordes spyrytuall and temporall, and the commons in this sayd present parlyament assembled, and by auctoryte of the same, hath ordeyned, established, and enacted, that no maner of persone by him selfe or by anye other, bye or bargayne from the fyrste daye of Marche, that shall be in the yere of oure lorde god. M.cccc.lxxvij. anye welles than vnlhorne, or take promyse of bargayne of any welles than vnlhorne of the growynge of Barkeshyre, Oxenfordeshyre, Glouceftreshyre, Hertfordeshyre, Wyltshyre, Worceftreshyre, Northtelhyre, Somerfetshyre, Dorfetshyre, Hamptshyre, Eller, Hartfordshyre, Cambryge, Norff. Suff. Kent, Surrey, and Suffex, or anye of them afore the feaft of the Aſſumption of our lady than next enſuyng: or bye or bargain any welles, or take promyſe of bargayne of anye welles that ſhall growe in any of the ſame ſhyres, in any yere or yeres for to come, after the ſayde feaſt of the Aſſumption of our lady, any tyme before the ſame feaſt of the Aſſumption of our lady, that ſhall be nexte after the ſhearinge of the ſame wolle or welles, but onely ſuche perſons as of the ſayd welles ſhall make or do for to be made yerne or clothes within this realme, vpon peyne of forfeyture of the double value of the welles boughte, or to be bargayned, or taken by promyſe of bargayne, contrarye vnto this ordynaunce. Nor that anye marchaunte ſtraunger by hym ſelfe, or by any other perſonne, in any yere to come, bye any welles before the feaſte of the Purification of oure lady nexte after the clyppynge or ſhearynge of the ſame, vpon lyke peyne of forfeyture: The one halfe of ſuche forfeyture to be had vnto the kynges vſe, and the other halfe therof vnto the vſe of hym that wyll ſue the partye that ſo ſhall breke the ſayde ordynaunce. And that any perſone that wylle ſue in that partye, haue an action of dette of the forſayd forfeyture, and ſuche proceſſe in the ſame action to be had as vſith an action of dette at the common lawe, or after the cuſtome of the ſyte, borough or towne, where it ſhall happe to be ſued. And that no eſſoyne ne protection be allowed for the defendaunte in that action, nor that the ſayde defendaunt therin be admytted to wage his lawe. Item alſo ordeyned by the ſayde auctoryte, that no maner perſone beynge ſworne to be a wolle packer, in any wyſe, after the ſayde fyrſt daye of Marche, bye or bargaine any maner wolle for anye ſuche marchaunte ſtraunger within this realme, vppon peyne of forfeyture of the ſame wolle ſo boughte bargayned or gadered to the vſe of any ſuche marchaunte ſtraunger. This ordynaunce to endure fro me the ſayde fyrſte daye of Marche, vnto the ende and terme of ten yeres than nexte enſuynge.

Marchaunt. ſtraunger.

Wolle packer.

Item

Capi. xii. Iustyces of peace.

¶ Item the kynge our souerayne lorde considereth, that by the negligence, mysdemeanyng, fauour, and other inordynate causes of iustyces of peace in euery shyre of this his realme, the lawes and ordynaunces made for the politique wele, peace and good rule of the same, and for the profyte suertye and restful kepyng of his subiectes of the same, be not duely executed, accordynge to the tenour and effecte that they were made and ordeyned for: wherfore his subiectes bene greuously hurt, and out of suerty of theyr bodyes and goodes to his great displeasure, for to hym is nothyng more ioyous then to knowe his subiectes to lyue peasybly vnder his lawes, and to increase in welth and prosperyte and to auoyde such enormytyes and iniuryes so that his sayd subiectes maye lyue restfullye vnder his peace and lawes to theyr increase: He wyll that it be ordeyned and enacted by auctorytye of this sayde parlyament that euery iustyce of peace, within euery shyre of this his realme, within the shyre where he is iustyce of peace, do cause openly and solemply to be proclamed yerely foure tymes in a yere, in foure pryncypall sessyons, the tenoure of this proclamation to this byll annexed: And that euery iustyce of peace being present at any of the sayde sessyons, yf they cause not the sayde proclamation for to be made in fourme aboue sayde, shall forfeyt vnto our sayde souerayne lorde at euery tyme, xx. shyllynges.

Proclamation.

¶ Henricus dei gratia, &c. The kynge oure souerayne lorde consydereth, howe dayly within this realme his coyne is traytrously counterfeyted, murders, robberyes felonyes bene greuously committed and done, and also vnlawful retenyers, ydelnes, vnlawful playes, extortions, mysdemeanyngs of shiriffes exchetours, and many other enormytyes and vnlawfulle demeanynges dayly growen more and more within this his realme, to the great displeasure of god, hurte and impouerysshyng of his subiectes, and to the subuertion of the polycy and good gouernaunce of this his realme, for by these sayd enormytes and myschyefes his peace is broken, his subiectes troubled inquyeted and impouerysshed, the husbandry of this lande decayed, wherbye the churche of Englande is vpholden, the seruyce of god contynued, euerye man therebye hathe sustenaunce, euery inherytoure his rente for his lande, for reparellynge and auoydyng of the sayd myschyefe, sufficyent lawes and ordynaunces ben made by auctorytye of many and dyuers parlyamentes, holden within this realme, to the greate coste of the kynge his lordes and commons of the same. And lacketh nothyng, but that the sayd lawes bene not put in due execution, which lawes ought to be put in due execution by the iustyce of peace in euery shyre of this realme, to whome his grace hathe put and gyuen full auctorytie so to do syth the beginning of his reigne. And nowe it is comen to his knowlege, that his subiectes be yrkell eased of the sayde myschyefes by the sayd iustyces, but by many of theym rather hurte than helped: And yf his subiectes complayne to these iustyces of peace of any wronges done to them, they haue thereby no remedy. And the sayd mischiefes do encreace, and not subdued. And his grace considerethe, that a greate parte of the welthe and prosperytye of this lande standeth in that, that his subiectes maye lyue in suertye vnder his peace in theyr bodyes and goodes: And that the husbandrye of this land may

encreace

encreace, and be vpholden whych muste be had by due execution of the sayde lawes and ordynaunces: Chargeth and commaundeth the iustices of the peace of this his shyre, to endeuoyre theym to do execute the tenoure of theyr commyssion, the sayde lawes and ordynaunces ordeyned for subduyng of the pnempsses as they wyll stande in the loue and fauour of his grace, and in auoydynge of the peynes that be ordeyned yf they do the contrarye. And ouer that he chargeth and commaundeth, that euery man, what degre or condition that he be of, that let them in worde or dede to execute theyr sayd auctoritie in any maner foutme abouesayde, that they shewe it to his grace. And yf they do it not, and it come to his knowlege by other than by theym, they shall not be in his fauour but taken as men oute of credence, and be put oute of commission for euer. And ouer this he chargeth and commaundeth all maner of men, as well the poore as the ryche, whyche be to him all one in due mynystration of iustyce, that is hurte or greued in anye thynge, that the sayde iustyce of peace maye here, determyne, or execute in any wyse, that he so greued make his com-

Complaynt. plaint to the iustice of the peace, that next dwelleth vnto hym, or to any of his felowes, and delyre a remedye, and yf than he haue no remedye, yf it be myghe suche tyme as his Iustyces of assyses come in to that shyre, that than he so greued shewe his complaynt to the same iustyces. And yf than he haue remedye, or yf the complaynte be made longe afore the comynge of the iustyces of assyse, than he so greued come to the kynges hyghnes, or to his chaun-cellor for the tyme beyng, and shewe his greke, and his sayd hyghnesse than shall sende for the sayde iustyce, to knowe the cause whye his sayde subiectes be not eased, and his lawes executed: wherupon yf he fynde anye of theym in defaute of executynge of his lawes in these pnempsses, accordynge to thys hygh commaundement, he shal do to hym so offendynge to be put oute of the commyssyon: And furthermore to be punyshed accordynge to his demerites And ouer that his sayde hyghenes shall not lette for any fauoure, affection, cost, charge, nor none other cause, but that he shal se his lawes to haue plaine and true execution, and his subiectes to lyue in suerty of theyr landes, bodies and goodes, accordynge to his sayde lawes, and the sayde mysdemenes to be auoyded, that his subiectes may increase in welthe and prosperitye to the plesure of god.

Cap. xiii. Item where as vpon truste of pryuylege of the churche, dyuers persones haue bene the more bold to commyt murdre, rape, robery, theste, and al other mysdemeuous dedes, bycause they haue bene contynually admytted to the benefyce of the clergye, as ofte as they dyd offende in anye of the pnempsses. For auoydyng of suche presumptuous boldnes, It is enacted, ordeyned, and stablyshed, by the auctorytye of this present parlyament, that euery persone not beynge within ordres, whyche ones hathe be admytted to the benefyce of his clergye, etftones atayned of any such offence, be not admytted to haue the benefyce or pryuylege of the clergye. And that euery person so conuycted for murdre, to be marked with an. M. vpon the bramme of the lefte thumbe. And yf he be for any other felonye, the same person to be marked with a. T. in the same place of the thumbe, and these markes to be made by the gaylour openlye in

Pryuilege of clergye.

Marked in the hand.

the

the courte before the iudge, or that such person be delyuered to the ordynary. Prouyded alway if any person at the seconde tyme of askynge his clergy, by-cause he is within orders, hath not there redye his letters of his orders, or a certificat of his ordinary, wytnessyng the same: that than the Justices, afore whom he is so arrayned, shall gyue hym a daye by theyr discretion to bryng in his sayde letters or certificate: and if he fayle, and bryng not in at such a daye his sayd letters, nor certificat: than the same persone to lose the benefite of his clergy, as he shall do that is without orders.

Ca. xiiii.

¶ Item where afore in the time of kyng Edward the fourthe all feoffementes, giftes, grauntes, dimyses, presentmentes, nominations, releases, warraūtes, and confirmations made to any person or persons, of any castelles, honours, manours, landes and tenementes, or other hereditamentes or auauntages, parcell or pertenynge to the erledome of marche, or pertenyng to any maners, landes, tenementes, or other hereditamentes in demesne or reuertion, parcell, or pertenyng to the sayd Erledome of marche, were made and passed vnder a speciall seale, named the seale of the marches, wherby is growen great vexation, trouble and dyscrete of the subiectes of the kynge our souerayne lord. Wherfore it is enacted by the auctorite of this present parlyament, that al feoffementes, gyftes, grauntes, dymyses, presentmentes nominations, and al other wrytynges, wherto sealyng is requisite to be made after the feaste of the Purysycation of our lady, in the. v. yere of the reygne of our sayde souerayne lorde that nowe is, of any parcell of the sayde Erledome, be had done and made by the kynge our sayde souerayne lord, vnder the brode seale of his chauncery, as it is vsed in al other thynges concernyng the crowne, by the course of the common lawe, and by none other seale.

Erledome of Marche.

Seale.

¶ Item where the mayre of the citie of London. for the tyme beinge, is conseruatour, hauyng the conseruation of the water and ryuer of Thamise, frō the bridge of Stanes vnto the waters of Yendale and Medeway: It is soo that within fewe yeres, by tempest of wether and great abūdance of waters in the sayde ryuer of Thamyse, dyuerse breches yssues and crekes, haue ben and growen out of the sayde ryuer of Thamise, and by the same dyuerse pastoures medowes and grounder of dyuerse persones ben drowned and ouerflowen: In whiche breches issues and crekes, and grounde drowned, the frie and brode of fysshe for the moste parte resteth, and in the same place the saide frye and brode in great multitude daily is taken by the sayde fysshers there, with vnlawfull engins and nettes for batte of yeles and coddes, and also for feedynge of theyr hogges, to the vtter destruction of the sayd frye and brode, without a remedy the rather be prouyded. The kyng our sayd souerayne lord by the aduise of the lordes spirituall & temporal, and at the prayers of the commons in the said parliament assembled, and by auctorite of the same, hath ordeyned, stablished, and enacted, that the mayre of London, & his successours mayres for the tyme being, haue the conseruation and rule, and lyke auctorite in euery of the sayd breches, issues, and crekes, and ground so drowned & ouerflowen, as farre as the water ebbeth and floweth, as towchynge the punition for vsing of vnlawful nettes & other vnlawfull ingynnes in fysshynge,

Capi. xv.

Mayre of London.

Thamise.

Nettes.

lyke as he and his predeceſſoures haue or hath in the ſame water and ryuer of Thamis, within the boundes aforе reherſed: And to do all other lyke correction and punyſhemente there concernynge the reformation and redreſſe of vnlawefull nettes and enginnes, as he and his predeceſſours haue vſed and ought to vſe in the ſayde ryuer of Thames.

Brethes. Crekes.

Prouyded alwaye, that the mayre of London, or his ſucceſſours mayres for the tyme beinge, haue not the conſeruation nor rule ne auctorite in any of the ſayd breches, iſſues, creekes and grounded ſo drowned and ouerflowen within the kynges grounde, or beinge within any fraunchiſes of any perſon or perſones ſpirituall and temporall, as touchynge the punicion for vſynge of vnlawfull nettes and other vnlawfull enginnes in fyſhynge, nor to do any correction or punyſhement there concernynge the reformation and redreſſe of vnlawefull nettes and enginnes, as the ſayde mayre and his ſucceſſours haue vſed and ought to vſe in the ſaide ryuer of Thamiſe.

Cap. xvi. Ile of wight

¶ Item for as moche as it is to the kynge our ſouerayne lorde great ſuertie, and alſo to the ſuertie of this realme of Englande, that the yle of wyght in the countie of Suſſ. be well inhabyted with engliſhe people, for the defence as well of his auncient ennemies of the realme of Fraunce, as of other parties, the whiche yle is lately decayed of people, by reaſon that many townes and villages ben beaten downe, and the fieldes diched and made paſtures for beaſtes and cattalles: and alſo many dwelling places, fermes, and fermeholdes, haue of late tyme be vſed to be taken in one mans holde and handes, that of olde tyme were wont to be in many ſeuerall perſons holdes and handes, and many ſeuerall houſholdes kept in them, and therby moch people multiplyed, and the ſame yle therby wel inhabited, the whiche nowe by the occaſion aforeſayd is deſolate, and not inhabited, but occupyed with beaſtes and cattalles, ſo that if haſty remedy be not prouided, that Ile can not be kepte & defended, but open and redy to the handes of the kynges ennemies, whiche god forbede. For remedy wherof it is ordeyned enacted and ſtabliſhed, by the aſſent of the lordes ſpirituall and temporal, and the commons in the ſayd parliament aſſembled, and by auctorite of the ſame, that from henceforth no maner of perſon, of what eſtate degre or condition he is, or ſhall be, take any ſeuerall fermes, mo than one of any maners, landes, and tenementes, perſonages, or tithes, within the ſayd yle, wherof the ferme of them al to gether ſhal arrede the ſumme of .x. marke yerely. And if any ſeuerall leaſes afore this time haue ben made to any perſon or perſons of diuerſe ſundry fermeholdes, into the yerely value of .x. marke: then the perſon or perſons, that now holde the ſame, to chefe one or mo of the ſayde fermeholdes at his pleaſure, ſo that the ferme of them alſo choſen be not aboue the yerely value of .x. marke, to hold after the fourme of his leaſe, and the remnaunt from the feſte of ſainct Michel the archangel, which ſhalbe in the yere of our lord. M.CCCC.lxxxx. to ceaſe and be vtterly voyde: and the occupyer and fermer of theym frome thenſe be diſcharged againſt his leſſour of rent reſerued vpon the ſame leaſſes. And if any perſone do hereafter the contrary of this acte: that then the leſſee in that behalfe forfayte to the kynge for euery ſuch takyng. .x. li. Prouyded alwayes

Fermes.

that

that they, whiche haue payed any fynes, or made any buyldyng, or done gret reparacion vpon any suche ferme, and be put from the sayde ferme by reason of this acte, shall be recompensed for suche buyldyng or reparacion, as right and good conscience require, that recompence to be adiudged by the discrecion of the cappytayne of the sayde tie for the tyme beinge, or his lieftenaunt of the same in his absence.

Ca. xvii.

¶ Item where by an estatute made at Marlebridge, it was ordeyned, that whan tenauntes made feoffementes in fourme to make the lordes of the fee to lese theyr wardes, the lordes shulde haue writtes to recouer theyr wardes a-gaynst suche feoffes, as in the sayde estatute amonge other thynges apereth more playnly at large. Sith the makynge of which estatute many ymaginacions haue ben had, and yet ben vsed, as well by feoffementes fynes, and recoueries, as otherwise, to put lordes from theyr wardes of landes holden of them by knyghtes seruice: It is therfore ordeyned, stablyshed, and enacted by auctorite of the sayd present parlyament, that the sayde estatute of Marlebourgh be obserued and kept in all maner of thynges, after the fourme and effecte therof. And ouer that it is ordeyned and enacted, by the sayd auctorite, that if any person or persons, of what estate, degree, or condicion he or they be of, or hereafter shall be, seased in demeane or in reuercion of estate, of inheritaunce, beinge tenaunte immediate to the lordes of any castell, manours, landes and tenementes, or other hereditamentes, holden by knightes seruice in his or theyr demeane as of fee, to the vse of any other person or persons, & of his heyres onely, he to whose vse he or they be so seised dyeth, his heyre beinge within age, no wyll by hym declared nor made in his lyfe touchyng the premysses or any of them: the lorde of whom suche castelles, manours, landes, tenementes, and hereditamentes ben holden immediately, shall haue a writte of ryght of warde, as well for the body as for the lande, as the lorde shulde haue had, if the same auncestor had be in possession of that estate so beinge in vse at the tyme of his deathe, and no suche state to his vse made. And if any suche heyre be of ful age at the deathe of his auncestre to pay a releefe, as his auncestre, whose heyre he is, had be in possession of that estate soo beinge in vse at tyme of his deathe, and no such estate to his vse made nor had. It is also stablyshed and enacted, by the sayde auctorite, that surhe heyre or heyres, so beinge in warde, shall haue lyke action of waste agaynst the sayde lordes, or agaynste them in whose warde they so be, as they or any of theym shulde haue had, and recouer suche damages and suche penalties to be to the sayde lorde and gardeyns as shuld haue ben if theyr auncestre had died therof seised. And ouer if any such lorde bryngе any suche wryt of ryght of warde agaynst suche person or personnes, and be barred in the same: that than the same defendaunt or defendauntes, shall recouer damages agaynst the sayde playntifes for theyr wrongful veration in the same. Prouyded alwayes that this act begyn to take effect of the heyres of them that shal dye after the feast of Easter that shall be in the yere of our lorde. M. CCCC. lxxxx.

¶ Item for as moche as by the kinges sufferaunce, dyuerse coyne of golde and syluer, which be not of the kynges proper coyne of Englande, be currant

Ca. xviii.
Coyne counterfeyted.

in payement within this realme, by diuerse and manyfolde vnlawfull meanes, perceyuynge that the forgynge and counterfaytynge of suche peynes myght therebyy no treason, presume and take vpon them by theyr sundry vnlawfull and prohybyte, to counterfete and forge suche coynes, to the great hurte and preiudice alwell of the kynge our soueraygne lorde, as to the hurte of all the kynges subiectes. It is therfore ordeyned and stablyshed, by auctorytie of this present parlyament, that the counterfaytynge and forgynge of euery the coyne, be adiudged treason, as it is of the counterfeytynge of the proper coyne of the kynge of this realme.

Treason.

Cap. xix.

Item the kynge our soueraygne lorde, hauyng a synguler pleasure aboue all thynges to auoyde suche enormities and myschyefes, as ben hurtefull and preiudiciall to the commoun weale of this his lande and his subiectes of the same, remembryng that amonge all other thynges great inconuenyences may ly do encreace by depopulation and pullynge downe, and wylful wast of houses and townes within this realme, and conuertynge of pasture landes, vnto tylla mably haue ben vsed in tylthe, whereby ydelnes, whiche is ground and begynnynge of all myschyefes, daily dothe encreale. For where in some townes .xl. C. persones were occupyed and lyued by theyr lauefull laboures, nowe ben there occupyed .ii. or .iii. herdemen, and the reliqoue fall in poynes, the husbandry whiche is one of the greattest commodities of this realme is greatly decayed, churches vnfrequented, the seruyce of god withdrawen, the bodies there buried not prayed for, the patrones and curates wronged, the defence of this lande agaynst our enemyes out warde, febled and empeyred, to the great displeasure of god, to the subuersion of the polycy and good rule of this land, if remedy be not prouyded. Wherfore the kynge our soueraigne lorde, by the aduyse of the lordes spirituall and temporal, and the commons in this present parlyament assembled, and by auctorytie of the same, hath ordeyned, enacted and stablyshed, that no person, of what estate degree or condition that he be, that hath any house or houses, that at any tyme within .iii. yeres passed, hath ben or that nowe is, or that hereafter shall be letten for terme with .xx. acres of lande at leaste, or more, spenge in tyllage and husbandry, that the owner and owners of euery suche house or houses and lande, to kepe susteyne and maintayne houses and buyldynges vpon the same grounde, and lande conuenient and necessary for mayntenynge and vpholdynge of the said tyllage and husbandry. And if any suche owner or owners of any suche house or houses and land, take land and occupie any such house or houses, and kepe in his or their owne handes, that the sayde owner or owners by the said auctorytie be bound in lyke wyse to kepe and mayntayne houses and buyldynges vpon the sayde ground and lande conuenient and necessary for the mayntaynyng and vphol dynge of the said tillage and husbandry. And if any man do contrary to the premysses or any of them, that than it be lefull to the kynge, if any suche landes or houses be holden of hym immediately, or to the lordes of the fees, if any suche landes ben holden of them immediately, to receyue yerely halfe the value of the issues & profytes of any such landes, wherof the house or houses ben not so mayntayned and susteyned. And the same halfe deale of the issues & profytes

Houses of husbandry.

Tyllage.

profytes to haue, holde and kepe to his or they? owne vse, without any thing therfore to be payed or gyuen, to suche tyme as the same house or houses be sufficientely buylded or repayred agayne. And that no maner of freholde be in the kynge, ne in any suche lorde or lordes, by the takynge of any suche profytes, of or in any suche landes in no maner of fourme: but onely the kynge and the sayde lorde or lordes, haue power to take, receyue, and haue the sayd issues and profytes, as is aboue sayde, and therfore the kynge or the sayde lord or lordes to haue power to distreyne for the same issues and profyttes to be had and perceyued by them, in fourme aboue sayde, by auctorite of this present acte.

Cap. xx. Actions popular.

¶ Item that where actions populers in dyuerse causes haue ben ordeyned by many good actes and statutes afore this tyme made, for the reformation of extortions, mayntenance, oppressions, iniuries, exactions, and wronges, vsed and committed within this realme, whiche actions ben verye penall to all myssdoers and offenders in suche actions condemned, and moche profytable as well to the kynge, as to euery of his subiectes, that them wyll sue and mayntayne, if the same actions so sued and commenced myght be truely pursued without couyn or collusion. But nowe is so commonly vsed within this realme, that if any suche offendours, offendynge in causes where any of the sayde actions lie, than the sayde myssdoers or offenders, in eschewyng to lese the sayde penalties, wyll cause an action popular to be commenced agaynste them by couyn of the playntife vpon that case, wherin they haue so offended, or elles if any suche action popular be commenced agaynste any suche sayde offender by good fayth, than the same offendour wyll delay the sayde actiõ, eyther by non apperance, or by trauerse, and hangynge the same action, the same offender wyl cause lyke action popular to be brought against him by couyn for the same cause and offence, that the fyrste action was sued. And than by couyn of the playntife in that. ii. action, he wyl be condẽpned, eyther by cõfession, feyned tryall, or relese, whiche condempnation or relece so had by collusion and couyn pleted by the sayde offender, shall barre the pleyntife in the action sued in good feythe, and by these subtyll meanes of collusion and couyn the sayd good actes and statutes full seldome ben executed agaynst such offenders, whiche causeth them to be bolder to offende the kynge, as well in breakyng of the sayde statutes, lawes, and peace, as in robbyng, murdering extortions takyng, quarels mayntenyng, and the kynges poore subiectes by extortion and many other vnlaufull meanes oppressyng. Therfore the kyng our souerayne lord, in reformyng of the premysses, by the aduyse of the lordes spirituall and temporal, and at the requeste of the said cõmons in this said present parlyament assembled, and by auctorite of the same, hath ordeyned, stablysshed and enacted, that if any person or persons hereafter sue with good feyth any action popular, and the defendant or defendantes in the same action plede any maner of recouery of action popular in barre of the sayd action: or elles that the same defendaunt or defendantes plede, that he or they before that tyme barred any such pleintife or pleintifes in any such ꝑ action popular that then the pleintife or pleintifes in the action taken with good fayth, may

Collusion

auerre, that the sayde recouere in the sayde action populer, was had by coyn, or elles to auerre, that the sayde playntyfe or playntyfes was or were barred in the sayde action popular by coyn, that than if afterwarde the said collusion or coyn so auerred, be lawfullye founden, the playntife or playntifes in that action sued with good saythe, shall haue recouerie according to the nature of the action, and execution vpon the same, in lykewyse and effect as thoughe no suche afore had be had. And ouer that it is enacted and ordeyned, by the auctoritie afore sayde, that in euery suche action popular, wherein the defendaunt or defendauntes shall be lawefully condemned or attaynted of coyn or collusion, as is aforesayde, that euery of the same defendauntes haue emprysonement of two yeres by processe of capias and vtlagarye, to be sued within the yere after suche iudgement had, or at any tyme after, tylle the sayde defendaunt or defendauntes be had and emprysoned, as is aforesaid and that as well at the kynges suite, as of euery other that wyl sue in that behalfe. And that no release of any common person hereafter to be made to any suche partie, whether before or after any action populer or inditement of the same had or commenced or made, hangynge the same action, be in anye wyse auaylable or effectuaille to let or to surcease the sayde action, endytement, processe, or execution. Prouyded alway that no plentife or playntifes be in any wise receyued to auerre any coyn in any action popular, where the poynt of the same action, or elles that coyn or collusion haue ben ones tryed or lawfullye founde with the plentife or playntifes, or agaynste them, by tryall of twelue men, and not other wyse.

Cap. xxi. Frye of fysshe.

¶ Item where dyuerse statutes and ordynaunces, for sauynge and kepynge of frie and brode of fysshe in freshe riuers of this realme before this time hathe ben made and ordeyned, but for sauyng and kepyng of frie and brode of fysshe resortyng out of the sea and salte waters, into hauens and crekes within the sayde realme, any ordynaunce generall hath not ben purueyed ne made, how be it, it were full requisitie and profytable to all the commons of this realme and specially to the kynges subiectes and inhabitantes nyghe and toynynge to the Nasse & hauen of Orforde in the countie of Suff. within which Nasse & hauē there is yerely grete multitude of spawne and brode of al maner fishes of the sea, and there wold largely increace and multeply, if they myght there conueniente tyme be suffered to abyde. But nowe it is so, that in late dayes, in taking of a fewe great fishes, certayne persons for a syngular couetise and lucre, haue vsed to set and ordeyne certayne botes, called stalbotes, fastened with ancres, hauynge with them suche maner vnreasonable nettes and engins, that all maner frie and brode of fysshe, in the sayde hauen multeplyed, is taken and destroyed, as wel great fishes vnreasonable, as the said frie and brode to numbre innumerable, with the whiche frie and brode the sayde persons with parte therof fede their hogges, and the residue they put and lay in greet pittes in the ground, which is wold turne to such perillous infection of the ayre, that no person thither resortyng, shulde it abyde or suffer, to the grete hurt of the kynges liege people within this realme, & specially to the kynges subiectes & inhabitantes within the shiere of Norff. and Suff. & also causeth

Stalbotes.

great

greate scarsytye of fysshe in those countreys, where afore this tyme was wonte to be greate plentye. Wherfore the kynge oure sayd soueraygne lorde of his noble grace, by the aduyse of the lordes spirituall and temporalle, and at the prayer of the sayde commons, in the sayde parlyament assembled, and by auctorytye of the same, hath ordeyned establysshed and enacted, that al suche stalbotes nettes and engynes aforesayde, from the fyrste daye of Apryll, that shall be in the yere of our lorde god. M.CCCC.lxxxx. be not occupyed nor vsed for the destroyinge or takyng of anye frye or breede of fysshe, within the hauyn aforesayde, vppon peyne of forfeyture of.x.li. at euerye tyme that anye person shall happen to do contrarye to this ordynaunce. The one halfe therof to be to the kynge, and the other halfe to hym that shall happen to fynd the same forfeyture, and shewe the same by informacion into the kynges escheker. And ouer that it is ordeyned, by the authorytye aforesayde, that Justices of peace of the shyres of Norfolke and Suffolke for the tyme beynge, haue auctorytye and power to enquyre in theyr seueralle sessyons, of all the botes nettes and engynes, vsed or occupyed contrarye to this ordynaunce aforesayde, and the offenders therin before theym presented to punysshe, as by theyr discretion shall be thoughte lawfulle and reasonable. This acte and ordynaunce to endure vnto the begynnynge of the nexte parlyamente. Nettes.

Item in the sayde parlyamente it was shewed vnto the kynge our souerayngne lorde, by the wardeyne and felowshyppe of brouderers in the cytye of London, and of euery other cytye towne and place of this realme, that where throughe mynysshing of the weyght of Uenice, Florence, and Jeane gold, and the vntrue packyng therof, as well the sayd brouderers as other the kynges subiectes, byers of broudred workes within this realme, susteyne and beare greate losse hynderaunce and dysauauntage. For where in tymes paste the pounde weyghte of golde of anye of the sayde countreys, of Uenice, Florence or Jeane, was wonte to kepe the fulle weyghte of.xii. vnces, and than commonlye solde at. xxxiii.shyllynges .iiii.pens, or there aboute, the golde packed, whiche they nowe selle for a pounde weyght, weyeth not aboue seuen vnces, and solde for .iii.li.sterlynge the packe. And also the bryngers into this realme of the sayde golde, so deceyuablye and vntrulye packen the sayde golde, that the threde and coloure vnder the fyrste shewe, is greatter and courser, than is shewed in syghte, and not accordynge to the outwarde shewe, to the vtter impouerysshynge of the sayde broderers, and also greate charge and dysauauntage of the byers of broudred warke, as is aforesayd. Wherfore the kyng our sayd souerayne lord, by the aduyse and assente of the lordes and the commons in this present parlyament assembled, and by auctorytie of the same, hath ordeyned establysshed and enacted, that no person of what degre or condicion he be, from the feast of Ester, that shalbe in the yere of our lord god. M.cccc.lxxxx. bryng & put to sale within the sayd realme, any gold of Uenice, Florẽce, or Jeane, as for a pound weight, but if the same gold so put or offred to sale for a pound weyght, conteine in the weyght fully .xii. vnces. And also Ca. xxii. Brouderers. Venise gold.

that the same golde so packed, be in greatnes of thyrde and colour wrought accordynge to the outwarde shewe therof, vpon peyne of forfayture of the sayde golde, solde or put to sale for a pounde weyght, not weyinge fully .xii. vnces, or not wrought in greatnes of thyrde and in colour accordynge to the outwarde shewe, or els the value therof: The one halfe of the sayde forfayture to be to the kynge our soueraygne lorde, and the other halfe to hym or them of his subiectes, that shall seaze and prouethe same forfaytures by actions of dette at the common lawe, or by bill or playnt after the custome of the citie or towne, where shall fortune any suche forfaytures to fall and be: in whiche actions the defendaunt shal not be admytted to do his lawe, nor any essoyne ne protection shall be for suche defendant allowed. Prouyded that this acte, afore the sayde feaste of Easter, within the citie of London be proclaymed. This acte and ordynaunce to endure vnto the begynnynge of the nexte parlyament.

Ca.xxiii. ¶ Item where in a parlyament begon and holden at Westmynster the .xvi. day of January, the .xvii. yere of kynge Edwarde the fourth, amonge other it was ordeyned by auctorite of the same parlyament, that no persone shulde carye ne make to be caryed oute of this realme or Wales, from no part to the same, any maner of money of the coine of this realme, nor money of the coyne of other realmes, landes or lordshyppes, nor plate, besselle, masse, bullion nor iewelles of golde garnysshed or vngarnysshed, or of syluer without the kynges lycence, but suche persons as bene dyspensed withyn the statute made in the .ii. yere of the reygne of the kynges blessed vncle king Henry the fourthe, and in other diuers statutes made vpon peine of felonī, and to be demed and reputed as a felon, the same felony to be harde and determyned in like maner and fourme, and afore such persons as other felonies vsually were herd, and determyned within this realme, as in the sayde statute more playnely dothe apere, the which statute and ordynaunce was made to endure from the feaste of Ester, in the .xviii. yere of the reygne of the sayd kyng Edwarde the fourth, vnto the ende of seuen yeres than next ensuing: sythen the which seuen yeres expyred, the golde and syluer of the coyne of this realme hath and dayly is and bene caryed and conueyed into Flaunders, Normandy, Brytayne, Irlande and other partyes beyond the sea, as well by marchauntes straungers as by denyzens, to the greate impouerysshynge, of this realme, and greater is lyke to be, without remedy therfore hastely be prouyded. The kynge oure sayd soueraygne lorde, the premysses consydered, by the aduyse of the lordes spyrytuall and temporal, and at the prayers of the cōmons in the sayd parlyament assembled, and by auctorite of the same, hath ordeyned, enacted, and stablysshed, that the sayde statute made in the sayde .xvii. yere of kyng Edwarde the fourthe be and stande a statute good and effectuall with all the premysses in the same, and be obserued, kepte and put in due execution, fro me the feaste of the Purification of our lady, that shall be in the yere of our lorde .M.CCCC.lxxvii. and to endure vnto the ende of .xx. yere next suinge. And ouer that by the same auctorite it is ordeyned and enacted, that no persone dwellynge or inhabytynge withyn this realme, from the sayde feast of the Purification,

Money. Plate. Bullion. Iewelles. caried ouer sea.

Felonye.

paye

paye or delyuer wyttyngly by waye of exchaunge, or otherwyse, to any marchaunt or other person borne out of the kynges obeysance, for any marchaundyses or wares, or anye other wyse anye maner peces of golde coyned in this realme, or any other realme, or any plate, vesselles, masse, bullion, ne iewell of golde wrought or vnwrought, vpon peyne to forfeyte and lese the double summe, or the double value of al suche money of golde coined plate or vessel, masse, bullyon or iewell of golde or syluer, payed, delyuered, or eschaunged, contrary to this acte, the one halfe of the same forfeyture to be to the kyng our souerayne lorde, and the other halfe to any of his subiectes that wyl seale it or sue for any such payment deliueraunce or eschaunge made or to be made contrary to this acte, and that it be leful to the kynges subiectes in this cause to sue for the sayd forfeyture by action at dette by wrpt of the common lawe, by byll or playnt after the custome of the cytye, porte, or towne where it shall happen any forfeyture to fal and be, or by informacion to be made in the kynges escheker. And that no protection nor essoyne be allowable in any such action or informacion.

Golde payed to straungers

Item where it was ordeyned in the tyme of kynge Edwarde the fyrste, by the statute De finibus, that notes and fynes to be leuyed in the kinges courte afore his iustices, shuld be openly and solempnly redde. And that plees in the meane tyme shulde seace. And this to be done by two dayes in the weke, after the discretion of the iustices, as in the sayde statute more playnely appereth. The kynge our souerayne lorde considereth that fynes ought to be of the greattest strengthe to auoyde stryffes and debates and to the fynall ende and conclusion, and of such effect were taken afore a statute made of none claime, and nowe is vsed the contrary, to the vnyuersall trouble of the kynges subiectes. wyll therfore it be ordeyned, by the aduyse of the lordes spirituall and temporall, and the commons in the sayde parlyament assembled, and by auctorite of the same, that after the ingrossynge of euery fyne to be leuied, after the feast of Easter, that shall be in the yere of our lord. M. CCCC. lxxxx. in the kynges courte, afore his iustices of the common place, of any landes tenementes or any other hereditamentes, the same fyne be openly and solemnly red and proclayned in the same courte the same terme, and in three termes than next folowynge the same ingrossynge in the same court, at foure seuerall dayes in euery terme: And in the same tyme that it is so red and proclayned, all plees to ceasse, and the sayd proclamations so had and made, the fyne to be fynal ende and conclude as wel prayers as estraungers to the same, except women couert other than ben parties to the sayd fyne, and euery person than beynge within age of. xxi. yeres in prylon or out of this realme or not of hole mynde, at the tyme of the sayde fyne leuyed not parties to such fyne. And sauynge to euery person or persons, and to theyr heyres, other than the parties in the sayde fyne, suche ryghte clayme and interest, as they haue to or in the sayd landes, tenementes, or other hereditamentes, tyme of suche fyne ingrossed. So that they pursue theyr title, clayme or interesse by waye of action or laufull entre within fyue yeres next after the sayde proclamations had and made. And also sauynge to all other persons suche action ryght title, clayme and

Ca. xxiiii
Fines leuied.

Le corps dell acte

Le proclamations

Exce: Feme couert / Infant / Non sane mē / Prisoñ / Dem le realm / No

Estrangers

Sauf auns liberti a lour title p accō a

and interelle, in or to the sayde landes, tenementes, or other hereditamentes, as tytle shal growe, remayne, or descend or come them after the sayde fyne ingrossed and proclamation made, by force of any gift in the tail, or by any other cause or matter had and made before the saide fyne leueyed, so that they take they? action, or pursue they? sayde tyghte and tytle accordynge to the lawe, within .v. yeres nexte after suche action, tyghte, clayme, tytle, or interelle to theym accrued, descended, fallen or come, and that the sayde persons and their heyres maye haue they? sayde action agaynste the patnour of the profytes of the sayde landes and tenementes and other hereditamentes tyme of the sayde action to be taken, and yf the same persones at tyme of suche action, tyghte and tytle accrued, descended, remayned, or come vnto theym be couert de baron, or within age, in prison, or out of this lande, or not of hole mynde: That than it is ordeyned by the sayd auctoritie, that they? action, tyght, and tytle to be reserued and saued to them and to they? heyres, vnto the tyme they come and be at they? full age of .xxi. yeres, out of prison, within this lande, vncouerte, and of hole mynde, so that they or they? heyres take they? sayd actions or they? lawfull entre accordynge to they? tyght and tytle, within fyue yeres nexte after that they come & be at they? full age, out of prison, within this land, vncouerte and of hole mynde. And the same actions pursue, or other lawfull entre take, accordynge to the lawe. And also it is ordeyned by the auctorytye aforesayde, that all suche personnes as be couert de baron, not partye to the fyne, and euery person beyng within age of .xxi. yeres, in prison or out of this lande, or not of hole mynde at tyme of the sayde fynes leuyed and engrossed, and by this sayde acte aforе excepte, hauyng any tyght or tytle or cause of action to any of the sayde landes and other hereditamentes, that they or they? heyres inherytable to the same take they? sayde actions or lawfulle entre accordynge to they? tyght and tytle, within .v. yeres, nexte after they come and be of age of .xxi. yeres, outs of prison, vncouert, within this lande, and of hole mynde, and the same actions sue, or they? lawfull entre take and pursue accordynge to the lawe. And yf they do and take not they? actions and entre as is aforesaide, that they and euery of them and they? heyres, and the heyres of euery of them be concluded, by the sayd fynes for euer, in lyke fourme as they ben that ben partyes or pryuyes to the sayd fines. Sauing to euery person or persons, not party nor pryuie to the sayde fyne, they? exception to auoyde the same fyne, by that that those that were parties to the fine, nor any of them, nor no person, nor persons to they? vse, ne to the vse of any of theim, had nothyng in the landes and tenementes comprysed in the sayde fyne at the tyme of the sayd fyne leuyed. And it is ordeyned by the sayd auctority, that euerye fyne that hereafter shall be leueyed in anye of the kynges courtes, of anye maner landes tenemētes and other possessions, after the maner vse and fourme, that fynes haue bene leueyed afore the makynge of this acte, be of lyke force, effect and auctorytye, as fynes so leueyed be or were afore the makynge of this act, this acte or any other acte in this sayde parlyament made or to be made, notwithstandynge. And euery person be at his lybertie, to leuye anye fyne here after, after his pleasure, whether he wyll after the fourme conteyned: and ordeyned in and by this acte, or after the maner and fourme afore tyme vsed.

THE FOVRTH parlyament holden at Weſtmynſter the.vii.yere of the reygne of kyng Henry the.vii.

Capi.i.

For as muche as it is notoryouſlye knowen, that the kynge to his great coſtes and charges hath ſent his ambaſſadours to Charles his aduerſarye of Fraunce, to haue had a conuenyent peace with hym, and to haue his ryghte without effuſion of chryſten bloude, whiche was refuſed: Wherfore the kynge, by the grace of god, in whoſe handes and dyſpoſition reſteth all herto?ye, hath determyned himſelfe to paſſe ouer the ſea, into his realme of Fraunce, and reduce the poſſeſſion therof by the ſayd grace to him and to his heyres kynges of Englande, accordynge to his ryghtfull tytle, whereby he truſteth not onely to bryng this his realme to the auncyent fame and honour, but alſo to enrich and ſet in perfyte peace and tranquyllyte, his ſubiectes of the ſame, truſtynge that therby the more parte of all chryſten realmes ſhalbe in the more perfyte peace and tranquylyte, and the better diſpoſed to ſerue god, whiche can not be done by al ykelyhode without batayl, as wel on the ſea as in other places beyond the ſea, wherin almighty god muſt be iuge, in whoſe defence mercy & goodnes the kyng putteth his full truſt aboue al other thinges, howbeit many times by thinordynate couetyſe of cappytaynes, reteyned with pryuces afore this tyme, greate parte of noumbre of ſouldyours, for whom ſuche cappytaynes haue endented with pryuces at tyme of nede, haue lacked of theyr noumbre of ſouldyours, wherby great ieopardies hath enſued, and irrecuperable damages there may enſue, yf remedy be not therfore forſeen and had. Be it therfore ordeyned, by the auctoryty of this preſent parlyament, that yf any capitaine be retained, or hereafter ſhalbe, to ſerue the kynge on the ſea, or beyonde the ſea, in feate of warre, whiche hath not his or theyr hole and perfyte noumbre of men and ſouldeours, accordynge as he ſhall be retayned with the kynge, or gyue not them theyr ful wages without ſhortyng, as he ſhall receyue of the kynge for them, excepte for takettes, for them that receyue lande, wages that is for to ſaye, bi.s and. viii.d. for a yeman, and. xiii.s. iiii.d. for a gentylman for a hole yere, he ſhall for ſuche defaute forfeyte to the kyng all his goodes and catalles, and theyr bodyes to pryſon. And that euery cappytayne, petycappytayne, and all other haupnge vnder theym retynue of any ſouldeour or ſouldeours at the kynges wages, ſhall vpon the peyne aforeſayde, paye to theyr retynue of ſouldyoure, or ſouldeours, and euery of the ſame, the wages ratably as is alowed vnto theym by the kynge our ſoueraygne lorde, or the treſourer of his warres, without leſſyng or withdrawyng of any part therof: And for as long tyme as they ſhall receyue wages for them, this payment vnto the ſayd retinues and euery ſouldour of the ſame, of theyr cappytaynes and petycappitaynes alwayes within. vi. dayes next and immediatly after that the ſayde captayne petycappytayne or other ſhall haue receiued theyr wages of the kyng or of the. Treſourer of his warres, or of theyr lordes or maiſters. And yf anye ſouldeour beynge no cappytayne, immediatly retayned with the kyng, whych hereafter ſhalbe in wages and retained, or take any preeſt to ſerue the kynge

Cappytayne.

Souldyour.

vpon

vpon the sea, or vpon the land beyonde the sea, depart oute of the kinges ser-
uyce without lycence of his capytayne, that such departyng be taken, demed, &
Felony. adiudged felonye. And that he so offendynge, suffre for the sayde offence pu-
nysshement and execution of felonye. And for as muche as his offence stret-
cheth to the hurte and ieopardye of the kyng our souerayne lorde, the nobles
of the realme, and of all the comune wele therof, that therfore he or they so of-
fendynge enioy not the benefyce of his clergye. And that it be ordeyned by the
Iustyces of peace. sayde auctorytye, that all the iustyces in euerye shyre of Englande, where as
any suche offenders be taken, haue power to enquyre of the sayd offences, and
the same to here and determyne as they do and maye do of felonye trespas-
ses and other offences expressed in the kynges commyssyon to them made, as
though the sayde offences were done in the same shyre. And also that the sayd
departynge of such souldeours, and also theyr reteynours, yf it be trauersed,
be tryed in the same shyre, where they be for suche cause arested and arayned.
Prouyded alway that no maner of capitayne be charged by this acte for lacke
of his noumbre retayned, as is aboue sayde, whose souldeours shall happe to
dye or otherwyse departe, not in the defaute of the capytayne, so that the sayde
capytayne, yf he be at lande wages, shewe the departynge or lackynge of his
souldeour within .x. dayes after the lackynge of the sayde souldeour, vnto the
Tresourer of the warres: or yf the capytayne be at sea wages, yf he shewe
the departynge or lackynge of the sayde souldeour so lackynge, to the Admy-
ralle of the nauye where he is retayned, at nexte metynge with the sayde Ad-
myralle.

Cap. ii. Where by the grace of almyghty god, the kynge our souerayne lorde en-
tendeth in his royal person to take his vyage royal into the realme of Fraūce
agaynst his auncyent enemyes of the same realme, accompanyed in the same
vyage with great multytude of the honourable actyf persons and trewe sub-
iectes of this his realme of Englande, as well for the defence of his moste no-
ble personne, as for the defence of theym selfe, and of the inhabitauntes with
in this his sayde realme of Englande, to the hyghe laude, fame, and prayse
of the kynge our souerayne lorde, and of all those whiche shall accompanye
him in the sayde vyage eyther by sea, or by lande. Wherfore the kynge our so-
uerayne lorde, by the aduyse and assent of the lordes spyrytuall and tempo-
rall, and the commons of this present parlyament assembled, and the auctorytye of
the same, enacteth, ordeyneth, and estably sheth, that euery person, of what con-
dition or degre that he be of, beyng or hereafter shalbe in our sayde souerayne
lorde the kynges wages beyond the sea, or on the sea, at his pleasure haue the
Protection. protectiō of p̄tectū or notatū, cum clausa volumus. And that the said pro-
tection be allowed in al the kynges courtes, and other courtes, where the said
protections shall be pleded or layed for any of the saide personnes, in al plees,
plees of dowere in the wrytte of dowere, Unde nichil habet: quare impedit,
and assyse of darreyne presentment, exceptr. Prouyded that this acte be not
Iugement. auaylable to any person for any entre sythe the fyrste day of this present par-
lyament. Also be it enacted that the iugementes to be gyuen fromhensforth
in suche assyse arrayned or to be arrayned, shall not be preiudycyall to any of

the

the persones so beynge in the seruyce of our soueraygne lorde the kynge, as is aforesayde, whyche haue anye thynge in reuertion or remaynder by them or theyr auncestres, wherof iustyce allyse be arrayned, yf the name of those persones, whyche be in reuertion or remaynder of suche landes and tenementes, be not in the sayde allyse, but that the sayde iudgement be ageynst them all twayne.

Dyscent.

Also be it enacted, that yf any dyscente of any landes or tenementes, or any other tytle or hereditamentes, be to any person or persones, beyng within this realme or els where, that the dyscente be not greater in effecte to the damages or hurte of the sayde persones beynge in the kynges seruyce as is aforesayd, than yf the sayde persones in the kynges seruyce so beynge were within age of .xxi. yeres. Also be it enacted by the same auctoryte, that euery of the persones passynge in the sayde vyage, may by the wrytynges vnder theyr seale, make theyr attourney to entre into all theyr landes and tenementes, rentes and seruyces, whyche to them be cummen by dyscent, reuerter, or remaynder. And also to do all maner of suytes, as well suyte seruyce as suyte royall, and to make feoffementes of landes, and to make graunte of rentes, reuertions, & seruyces. And also to attourne, and all other thynges to do accordyng to the entent and effecte of his warraunt for and in his name, as plenary and frely as he him selfe shulde do, as well where that the sayd warraunt of attourney is made beyond the sea, as on this halfe. And yf it fortune, that in the execution of any article comprysed in the sayd warraunte, any man wyll trauers, that the sayd warraũt is not the dede of him that is named to be the maker of the sayd warraũt: then that yssue shal be tryed, where the attourney named in the sayd warraunt putteth the sayd article in execution. The sayd ordynaunce to endure and be auayleable to euery of the sayde persons, as long as he abydeth so in the kynges wages.

Attourney.

Cap. iii.

Feoffement.

Be it also ordeyned by the same auctoryte, that they and theyr feoffes to the vse of euery of them, may haue, and haue lycence vnder the kynges great seale, without any fyne or fee by them to be payed, to make feoffementes alienation and graunte of theyr honoures, castelles, maners, landes, tenementes, rentes, seruyces, annuytes, and other theyr hereditamentes and possessyons, with theyr appertenaunces, accordynge to theyr ryght tytle and interesse that they or any of them haue in the same, to suche as shall please them. And the same feoffes to receiue the same honours, castels, and other the premysses, of what maner estate shal plese them, accordyng to theyr sayd interesse, to that entent that they therof maye make theyr wylles for payment of theyr dettes rentes and charges, and other thynges. And yf it happen any suche owner, to whose vse the sayde feoffement shall be made to dye, duryng the sayde vyage, and in the sayde seruyce beynge with the kynge, his heyre beynge within age, that al suche feoffes, or other suche persons as the same feffour or owner shal depute and assygne, shall haue the same honoures, castels and other the premysses with the appertenaunces, to the vse and performyng of the wyl of the same person or owner, that so dyssesseth, immedyatlye from the deathe of the same person or owner so doynge, duryng the tyme of foure yeres than nexte ensuynge after his dethe. And yf any such persons come or retourne with the

kyng

kynge that the same feoffes or suche persons as the same olmar shal depute shall halue the same landes and tenementes towardes perfourmaunce of the same wyll by thre yeres immediatly ensuing after the same retourne. And yf any suche person so retournyng dye thre yeres after any such retournyng or after that the sayde foure yeres aforesayd be expired, that from thens forth the same person his feoffes nor executours nor the same other persons that take no benefite nor profyte by this acte, but that euery suche feoffement from thens forth be no lengar in his force strength and effect. And be it ordeined by the sayd auctoryte, that the kynge our souerayngne lorde haue the mariage of the heyres beynge within age of the persons so going with the kyng in his byage, yf the same person so goyng holde of the kynge any landes by knyghtes seruyce tyme of decease, in lyke maner and fourme as yf this acte had not be made, and none otherwyse. And ouer that the profites of the sayde land, during the none age of any such heyre, after the sayd .viii. yeres determined and expyred as is aforesayde. Also be it enacted by the sayde auctoryte that yf it happen any of the auncestors of the sayde persons, so beynge in the kynges wages, to dye, holdynge any lande or tenementes or other hereditamentes of the kynge in suche wyse as he by the ordre of the common lawe ought to sue lyuere for the same out of the kynges handes, the sayd person then beyng in the sayde viage, and of full age, to haue lycence of the kyng our souerayngne lorde to entre by them or theyr attourney, into the sayde manors, landes and tenementes, and other hereditamentes: And that entre by force of the sayde lycence, be as good and auaylable to him and to his heyres as though he had sued lyuere out of the kynges handes, of the premysses by course of the common lawe. And also be it enacted by the same auctoryty, that for as muche as sargeauntes of armes, that bene purposely ordeyned for the personalle attendaunce of the person of our souerayngne lorde the kynge, and they to awayte of suche noble persons as shall please his highnes to assygne them. Therfore yf any sergeaunt of armes, haunyng any fee for the sayde office, go not with the kynges grace in this byages ouer the sea, haunyng no lycence of the kynges highnesse vnder the greate seale to be oute of the sayde armye, that he forfeyte his fee graunted to hym for exercisynge of the sayd office. And that it be ordeyned by the same auctoryte that yf any person beyng seysed of any landes or tenementes in fee symple, holdynge of the kynge in chyefe by knyghtes seruyces, and make feoffemente therof by the kynges lycence as is aforesayde, that the same feoffement be good to the wylles of such persons so goynge with the kynge be perfourmed, so vnder condition that he dye in the seruyce of the kynge beynge beyonde the sea. Prouyded alway that the sayde feoffement of landes in fee symple be not preiudycialle to the heyres of suche feoffour for any tytle in tayle, or to any other of the kinges subiectes for any other tytle to the same before the saide feoffement. Also be it ordeined, that yf any person goynge ouer with the kyng, hath couenaunted or shall couenaunt or agre, that his son or doughter shall espouse or mary son or doughter of any person, that the same couenaunt or agrement stand good and effectuall agaynst the kyng and his heyres, and the kyng to be excluded of the ba-

lue

lue of the mariage therof, or therfore, thoughe so be any of the same sonnes or doughters, so to be maried or espoused, be within the yeres of consent, so that those espousels be solempnised in church, chapel, or oratory before the kinges departing: And so the same person so going, dysseuse in the kinges seruice, the kyng beyng beyond the sea.

Capi. iii. weyghtes and measures.

¶ Prayen the commons in this present parlyament assembled, that where as wel by the chartre of Magna carta, as by other dyuers ordinaunces and statutes, made in dyuers parliamentes in the tyme of your noble progenitours and predecessours, it hath bene ordeyned, that one measure and one weyght shulde be throughout all this realme of Englande, whiche weyght and measure shulde be accordynge to the standarde of your eschecker: And that euery man shuld bye and selle by the same, and with none other vpon certayne peynes and forfeytures lymytted in the sayde statutes and ordynaunces, as in theym more playnly it doth appere, whiche statutes and ordynaunces haue not in tymes passed, ne yet be put in due execuciō. Wherfore of your most blessed dyspolition, entendinge reformation in the premisses, and that indyfferent iustyce shuld be had and exercysed among al your subiectes within this your sayd realme, accordyng to the effect of the sayd statutes and ordinaunces: and considerynge that in dyuers partes of your sayd realme there be vsed measures and weyghtes, some more large than the sayd standard, and some lesse, bycause that the very true measure of the said standarde is not to al your trewe lyeges verely knowen, at youre owne proper coste and charge haue do lette make both weyghtes and measures of brasse accordynge to youre very trewe standarde: whiche it may please your sayde grace, by the aduyse and assent of the lordes spyrytual and temporal in this present parlyament assembled, and by auctorytye of the same, to ordeyne, stablisshe, and enact, that the sayd measures and weyghtes of brasse be delyuered to the cytezens and burgeyses of the chyefe cyties or shyre townes or boroughes of euery shyre of this realme, in this parlyament nowe beyng, or to the chyefe officers of euery such cyties, shyre townes, or boroughes, where suche cytezens and burgeyses lyke by endenture therof to be made bytwene the treasorer of Englande or vnder treasorer for the tyme beyng: And the sayde cytezens, burgeyses, and other chyefe officers aforesayde, so theym receyuynge, saufly to be conueyed to that cytye, towne, or borough, that they be of, at the coste and charge of the sayde cytye, towne, or borough, and to be delyuered to the mayre, shyryffe, baylyffe, or other the chyefe officer of the same, there to rest as your tresour in the custody of the sayde chyefe officer of the sayde cytye, towne, or borough, for the tyme beynge, and of his successours for euer, to the entent that as wel all weightes and measures within the sayde cytye, towne, or borough, as the measures and weyghtes within the sayde shyre maye be corrected, reformed, amended, and made accordynge and after the measure of the sayde standarde, before the feast of saynt Myghell the archaungell nexte commynge. And that the sayde chefe officer for the tyme being in euery suche citye, towne, or borough, haue for that cause a specyall marke or seale, to do marke euery suche weyghte and measure so made to be reformed and brought vnto him, without fraude or delaye

Marke. Seale.

delaye. And that he take for his labour for fealynge of euery bulfhell.i. ob. of euery other measure.ob. of euery .C. weyght.i.ob. of euery vi.C.ob. And of euery weyghte vnder.qr. and not aboue, vpon peyne to forfeyt for euery tyme that he refuseth or doth the contrarye. pl.s. the one halfe therof to be to oure soueraygne lord, and the other halfe to him that is greued and wyl sue in that behalfe by action of det, to be recouered after the course of cõmon lawe. And that the defendaunt in any suche action be not receyued to wage his lawe.

Capi.iii.

Iustices of peace.

And that the Iustyces of peace in euery shyre of Englande haue full auctorytye and power to enquyre, here, and determine the sayd defautes. And ouer that that open proclamation be made in euery shire of this your said realme, that no man bye ne sell after the sayde feaste of saynte Mychell, by any other weight or measure, than is accordyng to the sayd standard, vpon such peines and forfeytures as is ympyted in the sayde statutes.

Cap.iiii.

London. Challenge.

¶ Prayen the cõmons in this present parlyament assembled, that where of long time vsed in anywise to be kept within the cyte of London a chalenge commonly called (Riens deyns le gard) hath be admitted for a good chalenge, so that none pryse coulde be kept in no warde, without that there were foure sufficyent persones of lyuelode to the yerely value of .xl. shyllynges, aboue all chatges within the same cytye, and dwellynge or haunge any lyuelode within the same warde. And it is so nowe, the cause god knoweth why, that there is no warde, or elles but fewe, and in esperyalle in plee of lande, that any playntyfe or demaundaunt can haue sufficyent tryall in his mater, as euydently is knowen, for cause of the chalenge aforesayde, for in the most parte of wardes as nowe there bene none sufficyent: and yf any be, there are none officyers that dare somon theym, or elles yf they bene somoned, they wyl not appere, they⁹ hauoure is so great, and they⁹ amercyamentes so lytell: That it please youre moost habundaunt grace, by the aduyse of the lordes spyrytualle and temporal, and by the auctorytye of this present parlyament, to ordeyne for the common weale of youre true subiectes, establysshe and enacte, that from henceforth the chalenge commonly called Riens deins le gard, be no challenge, but vtterly voyde and of none effecte: Sauynge to euery person all maner of other challenges what so euer they bene accordyng to lawe.

Cap.v.

¶ The kyng our soueraygne lorde remembreth, howe as well his highnes as dyuers his progenitours & predecessours kinges of England, haue made & graunted as wel vpon feyned suggestyons as otherwyse, to dyuers abbottes, pryours, gardeyns, kepers, maysters, and rulers, or soueraines of spirituall places, and to they⁹ successours, dyuers and many grauntes and letters patentes, that they and they⁹ successours, and they⁹ tenauntes and seruauntes reseaunte vpon they⁹ landes and tenementes, and also all landes and tenementes, good and catteles of them and of they⁹ sayd tenauntes and seruauntes what so euer reseauntes vpon their sayd land and tenementes, shal be quyte & discharged of al quinzemes & desmes, other quotis taxes and tallages by the common acte of this realme in any wise graũted or to be graunted: by colour of which graunt and letters patentes, the grauntees aforesayd nowe in late dayes haue asked and yet aske deductions and alowauces at

Letters patentes.

Fy. and. p.

euerye

euery quinzeme and disme graunted vnto our souerayngne lorde the kyng, of moche greatter and more excessiue summes of money, than hath ben allowed or deducted vnto them, by reason of theyr sayd grauntes tyme passed: wherthrough euery quinzeme and disme to the kynge before this tyme graunted, and hereafter to be graunted, is, and of likelyhode shall be greatly mynished and lessed, and the poore common people of this realme so moch the more grieuously assessed and charged to the same quinzemes and dismes: Remembreth that the bering and enployenge therof muste as well be, to the releefe of them and theyr sayde tenauntes, fermours, and seruauntes, that haue such graun tes and letters patentes, as to other of his subiectes: Hath therfore by the assent and aduyse of the lordes spirituall and temporall, and the comunons in this present parlyament assembled, and by auctoritie of the same parlyament ordeyned and establysshed, that the sayde abbottes, priours, gardeynes, keepers, maysters, rulers or souerayngnes of spirituall places, nor none of them, nor none other what so euer hauynge suche letters or grauntes, haue from henseforth by reason of the sayde letters patentes and grauntes, any allowe-aunce, deduction, or acquytaylles of any more or greatter summes of money, at any suche quinzeme and dysme graunted or hereafter to be graunted, excepte onely of suche and as moche summes of money as hath benne deducted and allowed, to or for them or any of them by reason and force of the sayd grā tes and letters patentes in tyme of kynge Edwarde the fourth, at such quinzeme & disme payed, the sayd grauntes and letters patentes, or any act statute or ordynaunce before this tyme in any wyse made or ordeyned not withstandynge. Prouyded alwaye that this acte or ordynaunce extende not, nor in any wyse be preiudictall or hurte to any our graunt or grauntes, or letters patentes, bearyng date the. xii. day of December, in the fyrst yere of our reigne, made vnto the bayliffes, burgeses, men, comminaltie, and inhabitauntes of the towne of Salop, called other wise the towne of Shrewesburye, but that our sayde graunte and grauntes, and letters patentes, and euery thing therin conteyned, be and stande good and effectuall, after the tenour and purport of the same: The sayde acte and ordynaunce, or any thynge therin conteyned not withstandynge.

Cap. vi.

¶ The kynge our souereigne lorde hath had, to his great coste and charge, many assembles and communications with the kynge of Scottes for amytie, trewes, and peace to be had and obserued betwyxte his highnesse and his subiectes on the one parte, and the kynge of Scottes and his subiectes on the other parte: but what accorde or agremente so euer is taken and concluded, suche accorde and agrement for the partie of the sayde kyng of Scottes is euer vnder theyr surest promyse broken and not kepte: for the whiche it is better to be with them at open warre, than vnder such a fayned peace. wherfore the kynge our souerayne lorde, by the aduyse and assent of the lordes spiritual and temporal, and the commons in this present parlyament assembled and by the auctoritie of the same enacteth, that all scottes dwellynge within this realme of England and Wales, not made, or hereafter to be made denizē, auoyde out of this realme within. xl. dayes after proclamation made with-

Scottes.

in the shyre where they dwel, vpon peine of forfaytute of al theyr goodes and cattalles, and theyr bodies to prison. And ouer this, that immediately after the sayd .xl. days, serche be made in euery citie, borough, and hundred of England and Wales for such Scottes, by the constable of the same, and if any man be founde, that they and euerye of them be taken & arested, and their goodes seased to the kinges vse: and from the said citie, borought, or hundred, where they be taken, to be by the saide constables conueyed the nexte waye towarde Scotland vnto the next hundred, and there the constables of the said next hundred to receyue them, & so conuey the said Scottes the next way toward Scotland vnto the next hundred, & so from hundred to hundred, til they be brought into Scotland, in like maner and forme as abiured men for felony ben vsed to be conueyed from the saluntuary wherin they abiure vnto the porte to them assigned. And ferthermore that it be ordeyned by the sayde auctoritie, that if default be in the constables of any citie borought or hundred, in makynge of due serche after open proclamation made in this behalfe, or in any constables in due conueyaunce of the sayd Scottes toward and into Scotland, that they and euery of them, beinge in suche default, forfayte to the kynge. xx. s. Sauinge to the lordes of fraunchise and to euery of them, suche right and interelle as they haue in any suche goodes and cattalles.

Constable.

Cap. vii. Naue.

¶ Prayen the commons in this present parliament assembled, that where of time that no mynd is, your naule hath be mayntayned passing the straightes of Marrocke, and so to diuerse portes in those parties, to the vnpuetall encreale of your sayd nauy, marchauntes, and mayners: And in especiall by ladyng of malmeseys in the porte of Candy, whiche pertaynyth to the lordeshyp of Venyce, where nowe the venetians, within these two yeres last past, haue made a statute and ordinance for the encreale of the sayd lordshyppe of Venyce, and maintenance of them selfe and theyr nauy, and mariners, that none of your sayde nauy nor mariners, shulde lade in the sayd porte of Candy any malmeseys to be conueyed into this your realme of Englande, without that your sayd marchauntes pay a newe custome for euery but of malmseys so laden. viii. ducates of golde, whiche amounteth to. xviii. s. sterlynge money, ouer and aboue all other customes and charges afore that tyme vsed whiche is great hurt to your sayde besichers, without specialll remedy be had by your noble and specialll grace. Pleaseit therfore your moste habundaunt grace, by the aduyse and assent of the lordes spirituall and temporall, and the cõmons in this your present parlyament assembled, and by auctoritie of the same, to enacte and stablysshe, that from henseforth the malmeseyes that shal be brought into this your realme of Englande, by any person, shalbe of full gauge, conteynyng. vi. score & .vi. galõs at the leaste in measure: and if it lacke of the sayde gauge, that then the seller to abate so much of the pryce after the rate of the sayd content. And euery marchant straunger bringing such malmeseyes, in to this realme, shall paye to your grace the customes of .xviii. shyllynges for a but of malmesey, ouer and aboue the custome afore time to your grace vsed to be payed, lykewyse as they of Venyce haue set in Candy vpon your forsayde subiectes. And more ouer, that it be enacted and stablysshed,

Butte of malmesey.

Gauge.

by the

by the auctoritie afore said, from henseforth, that no but or buttes of malmeseies in bellell or in bellels, that shall be broughte into this your saide realme, shalbe sold above. iiii. li. sterlyng. Prouided alway that this acte extend not to any Englysheman borne, touchinge the newe custome above reherssed, of xbiii. shillinges: And that this present act endure no lenger than they of Venice shal set aside the imposition of the payment of the. iiii. ducates aforesaid.

THE KINGE our souerayne lorde Henry the. vii. after the conquest by the grace of god kinge of Englande and of fraunce, and lorde of Irelande, at his parliament holden at Westminster, the. xiiii. daye of Octobre, in the. xi. yere of his reygne, to the honour of god and holy churche, and for the common profyte of the realme, and by the assente of the lordes spirituall and temporall, and the commons in the sayde parlyament assembled, and by auctorite of the same parlyment, hath do to be made certayne statutes and ordinaunces in maner and fourme folowynge.

Cap. i.
Obedience.

THE KYNG our souerayne lorde callyng to his remembrance the duetie of allegiaunce of his subiectes of this his realme, & that they by reason of the same are bound to serue theyr prince and souerayne lorde for the tyme being, in his warres for the defence of hym and the lande, agaynste euery rebellion power and might reared agaynst hym, and with him to entre and abide in seruice in battail, if cause so require, and that for the same serupce what fortune euer fall by chaunce in the same battayl agaynst the minde and wyl of the prince, as in this land some tyme passed hath be sene, that it is not reasonable, but against all lawes, reason & good conscience, that the sayd subiectes, goyng with theyr soueraine lord in warres, attendyng vpon him in his person, or beinge in other places by his cõmandment within this land or without, any thing should lese or forfait for doing their true dutie & seruice of allegiaũce. Be therfore ordeined enacted & eſtablyſhed, by the king our souerayne lorde, by the aduyse & assent of the lordes spirituall & temporall, & cõmons in this present parliamẽt assembled, & by auctorite of the same, that from henceforth no maner of person or persons, what so euer he or they be, that attend vpon the king & souerayne lord of this land for the time beinge in his person, & do him true and feithfull seruice of allegiaunce in the same, or be in other places by his commandemẽt in his warres within this land or without, that for the said dede and true duties of allegiaunce, he or they be in no wise conuicte or atteynt of highe treason ne of other offences for that cause by act of parlyament or other wyse by any processe of lawe, wherby he or any of them shall lose forfayte life, landes, tenementes, rentes, possessions, hereditamentes, goodes, cattals or any other thynges, but to be for that dede and seruice vtterly discharged of any veration trouble or lose. And if any act or actes or other processe of the lawe hereafter, ther vpon for the same happen to be made, contrary to this ordinance, that then that act or actes or other processe of the lawe, what so euer they shall be, stand and be vtterly voyde. Prouyded alway that no person or persons shall take any benefyte or auauntage by this act, which shal hereafter decline from

Seruice feithfully done to the prynce in warre and in attayte

Allegeaunce.

his or they? sayd allegiaunce.

Cap. ii. ¶ For as moche as the kynges grace moste entierly desyreth among all other thynges the prosperite and welfulnes of this his lande, and his subiectes of the same to lyue quyetly and suerly to the pleasure of god and according to his lawes, wyllyng alwayes of his gode intendynge to reduce them therto by softer meanes than by such extreme rygour therfore purueied in a statute made in the tyme of kyng Richard the second, considering also the grete charges that shuld growe to his subiectes for bryngynge of vacabounded to the gaoles, according to the same statute, and the longe abydynge of them ther in, wherby by lykelyhode many of them shulde lese their lyues. In moderacion of the sayde statute his highnesse wyll, by the auctorite of this present parliament, it be ordeyned and enacted, that where suche mysdoers shulde be by examination committed to the common gaole, there to remayne as is aforesayde, that the shyrreffes, mayres, bayliffes, highe constables, and petye constables, and all other gouernours and officers of cities, boroughes, townes, towneshyppes, villages, and other places, within thre dayes after this acte proclaymed, make due serche, and take or cause to be taken all suche vacabounded vacabounded pole and suspecte persones, spyeng suspectiously, and them so taken to set in stockes, there to remayne by the space of thre dayes and thre nyghtes and there to haue none other sustenaunce but breade and water. And after the sayde thre dayes and thre nyghtes, to be had out and set at large, and then to be commaunded to auoyde the towne. And if persones be taken in such defaut in the same towne or townesshyp, then to be set in lyke wyse in the stockes by the space of .vi. dayes, with like diete as is afore reherced. And if any person or persons gyue any other meate or drynke to the sayde mysdoers, beynge in stockes in fourme aforesayde, or the same prisoners saluer in theyr mysdoynge, that then they so forfayte for euery time so doynge .xx. s. And also it is ordeyned by the said auctorite, that al maner of beggers not able to worke within .vi. wekes next after proclamation made of this act, go, reste, and abyde in that hundred where last he dwelled, or there where he is best known or borne there to remayne or abyde without beggynge out of the sayde hundred, upon peine to be punyshed as is aforesayde. And that no man be excused by that he is a clarke of one vniuersite or other, without he there the letter of the chauncellour of y vniuersitie, from whens he sayth he cometh, nor none other calling him selfe a soudeour, shipman, or trauelyng man, without he bryng a lettre frō his capitaine, or from the towne where he landed, whan he then to be cōmanded to go the streight high way into his countrey. And ouer this it is ordeyned by auctorite aboue said, that if any shyrefe or other officer afore reherced, execute not the premisses as is aboue said of euery vacabounde, beggar mite, or beggar able to labour, or clerke, pilgryme, or shypman, as often as any such cōmeth in his sighte: or that he hath therof knowlege within y towne where he hath auctorite, rule, & gouernaunce, that as often as any suche of the said mysdoers abyding there by the space of a day beyng vncommaunded and vnpunished as is aboue sayd, for euery mysdoer so departed: he to lese. xx. s. And that the lord of euery lete within this realme, & the shyrefe in his tourne

Vacabondes

Beggers.

Sheker.

haue

haue auctorite to enquyre therof in his lete and tourne: And the lorde of the lete to haue for euery defaute founde as is aboue sayde. xx. d. And the shereffe to enquyre in his tourne of suche escapes within the iurisdiction of his tourne and to haue. xx. d. for euery suche defaute founde in his tourne, and that the penaltie lymitted by this ordynaunce to be forfayted by any officer or any other person, for none punishement of vacabundes and other myscruled persons within euery citie where mayre and aldermen ben, that the profyte of euery suche penaltie be vnto the alderman of that warde, where suche forfayture is had or made to his owne profyte. And also it is ordeyned and enacted by the sayd auctorite, that it shal be lawful to euery man, intitled to haue the sayde penaltie, to distrayne for it, in lyke wyse as the lorde of any lete may do for amerciamentes and fynes had and assessed in the same lete. Ferthermore it is ordeyned and enacted by the sayd auctorite, that none appryntyse ne seruaunt of husbandry, labourer ne seruaunt artificer playe at the tables from the tenthe day of Januarij next commynge, but onely for meate and drynke, ne at the tenys, clashe, dice, cardes, bowles, nor any other vnlawfull game in no wyse out of Chrystmas, and in Chrystmas to play only in the dwelling house of his mayster, or where the maister of any of the sayd seruantes is present, vpon peine of imprisonment by the space of a daye in the stockes openly And that the householder where dysinge, cardinge, tenis playinge, bowles, clashe, or any other vnlawfull game afore rehersed shall be vsed, other wyse than is afore rehersed, and that lawfully be presented before the Justices of peace, the mayre, shereffe in his tourne, or stewarde in his lete, or by examination had afore the sayd iustices of peace, that processe be made vpon the same as vpon inditement of trespas agaynst the kynges peace. And that the sayde myldoer be admitted to no fyne vnder the summe of. vi. s. viii. d. And that it be lauful to two of the iustices of ỹ peace, wherof one shalbe of the Quorum, within theyr auctorite to retect and put away common ale sellyng in townes and places where they shall thynke conuentente, and to take suertie of the kepers of ale houles of theyr good behaupnge by the discretion of the sayde iustices. and in the same to be aduysed and agreed at the tyme of theyr sessions. Prouided alway that diminution of punishement of vacaboundes and beggers afore sayde, maye and shall be had for women great with chylde, & men and women in extreme sickneſſe, by hym that hath auctorite to do the sayde punishementes, this acte not withstandynge.

Shereffe.

Appryntyse. Seruaunt of husbandry.

Vnlawfull games.

¶ The kynge our soueraygne lorde calling to his remembraunce, that many good statutes and ordynaunces be made for the punishement of ryottes, vnlawfull assembles, retenydours, and gyuynge and receyuynge of lyueryes synes and tokens vnlawfully, extorcions, mayntenaunces, imbracery, excessyue takyng of wages contrary to the statute of labourers and artificers, the vse of vnlawfull games, inordinate apparell, and many other great enormyties and offences, whiche ben cõmytted and done dayly contrarye to the good statutes for many and dyuerse behofull considerations seuerally made and ordeyned, to the hyghe displeasure of almyghty god, and the great let of the cõmon lawe and weale of this land, not withstandynge that generally by

Capi. iii.

Riotte.

Retenydours.

Lyuerie.

Imbracery.

the Iustices of the peace in euery shyre within this realme in the open Sessions is gyuen in charge to enquyre of many offences committed contrary to dyuerse of the sayde statutes, and dyuerse enquestes therupon there straytly sworne and charged before the sayde iustices, to enquyre of the premysses, and therin to present the trouthe, whiche are letted to be founde by imbracery maynteynaunce, corruption and fauour, by occasion wherof the sayde statutes be not nor can not be put in due execution. For reformation wherof, for asmuche that before this tyme the said offences, extortions, contemptes, & other the premisses myght not, nor as yet maye be conuenientely punysshed by the due order of the lawe, except it were fyrste founde and presented by the verdite of .xii. menne, therto duely sworne, whiche for the causes afore rehersed will not fynde nor yet present the trouthe: wherfore be it, by the aduyse and assent of the lordes spirituall and temporall, and the cõmons in this presente parlyament assembled, and by auctorytie of the same, enacted, ordeyned, and stablysshed, that from henceforth as wel the Iustices of assise, in the open Sessions to be holden afore them, as the Iustices of the peace in euery countie of the sayd realme, vpon information for the kyng tofore them to be made, haue full power and auctorytie by theyr discretion to here and determyne all offences and contemptes, committed and done by any person or persons agaynste the fourme ordynaunce and effecte of any statute made and not repelled. And that the sayde iustices vpon the sayde information haue full power and auctorytie to awarde and make lyke processe agaynste the sayde offenders, and euery of them, as they shulde or myght make agaynste suche person or persones as ben present and endited before them of trespas done contrary to the kynges peace: and the sayd offender or offenders duely to punisshe according to the purporte fourme and effecte of the sayd estatutes. Also be it enacted by the sayde auctorytie, that the person, whiche shall gyue the sayd information for the kynge, shall by the discretion of the sayde iustices content and paye to the sayde person or persones, agaynste whom the sayde information shall be soo gyuen, his reasonable costes and damages in that behalfe sustreyned, if that it be tryed or found agaynste hym that soo gyueth or maketh any suche information. Prouyded alwaye that any suche information extende not to treason, murder, or felonye, nor to any other offence, wherfore any personne shall lose lyfe or membre, nor to lese by nor vpon the same information, any landes, tenementes, goodes, cattalles, to the partie makyng the same information. Prouyded also, that the sayde information shall not extende to any persone dwellynge in an other shyre than there as the sayde information shal be gyuen or made. Saueynge to euery person and persons, cities and townes all theyr lyberties and fraunchises to them and euery of them of ryght belongynge and appertaynynge.

Cap. iiii.

weyghtes and measures.

¶ Prayen the commons in this presente parlyamente assembled, where dyuerse actes, statutes, and ordynaunces in the tymes of the noble progenytours and predecessours of our nowe souerayngne lorde the kynge, haue bene made, that one measure and weyght shulde be vsed throughout this noble realme: And also that in euery cite borough and towne within the same realme

vpon

vpon certayne and seuerall peynes in the sayde statutes and ordynaunces ymptted, shulde be common balaunce, with common weyghtes, and common measures marked accordyng to the estandard of the eschequer, by the whiche and other lyke balaunces weightes and measures marked accordynge to the said estandarde, all men shulde bie and sell, auoydinge of all fraude and deceyde in that behalfe to be vsed, whiche actes statutes and ordynaunces haue not be obserued and kepte, as nowe in this present parlyament it hath benne openly by dyuerse personnes of dyuerse parties of this realme remembred, to the greate hurte and vexation of dyuerse and many of the kynges subiectes of this his realme. For remedye wherof be it of the abundaunt grace of our moste gracious soueraygne lorde, by the assente of the lordes spirytuall and temporall, and by the commons in this present parliament assembled, and by auctorytie of the same, enacted and establyshed, that vnto the knyghtes and citezens of euery shyre and citie, assembled in this present parlyamente, barones of the. v. portes, and certayne burgeses of burghe townes, er they departe from this present parlyament, be delyuered one of euerye weyghte and measure, whiche nowe our souereigne lorde hath caused to be made of brasse for the common weale of all his subiectes and lieges within this his realme of Englande, accordynge to the kyng our souereigne lordes standard of his eschequer of weyght and measures, as they ben in the eschequer of our sayde souerayne lorde: and that the sayde knyghtes, citezens, and burgeses, to whom the sayd weyghtes and measures shall be delyuered, as is afore sayde, surely conuey or cause the same to be conueyed on this halfe the feaste of Ester next comming by the sayde citezens to theyr citties, and by the sayd knyghtes vnto such borough or towne corporate, or market towne within the shyre, for whiche they ben elected, as is specifyed and conteyned in a sedule vnto this presente bylle annexed, there to remayne for euer in the keppynge of the maire bayliffe or other heade officer for the tyme being of the same citie borough or towne, as the kynges standarde of weyght and measure: And that the inhabitauntes of al cities boroughes and market townes within euery of the said shyres, shall on this halfe the feaste of the Natiuitie of saincte John Baptist, nexte commynge, make or cause to be made common measures and weightes, accordynge to the weyghtes and measures aboue sayde, to remayne within the sayd cities boroughes and markette townes, and euery of them, and the same weyghtes and measures to be viewed, crampned, prynted, sygned, and marked by the mayre, bayliffe, or other hedde officer, in whose possession the aforesayd standard shal remayne. And that euery of the afore said mayre bayly or head officer, hauyng the sayd weyghtes and measures signed and prynted vnder the signe and prynt for the same with a letter, H. crowned, haue auctorytie and power to make signe and prynte lyke weyghtes and measures vnto euery the kynges lieges and subiectes, duely requiringe the same, taking for markynge of euery bussheL. i. d. And from the sayd feaste of the natiuitie of sayncte John Baptist, no marchant ne other person ne persons, within any citie or market towne, bie ne sell with any weyghte or measure, excepte it be marked signed or prynted in maner & forme aforesaide, ne any other person or

Balance.

persones, out of the sayde cities boroughes and market townes, except it be lyke and egall with the sayde standarde. And that euery person, as wel without cities boroughes and market townes, as within, bye and sell with a bussel sealed signed or marked after the fourme aforesayd, and none otherwise. And that al the mayres baylifes and other hed officers of euery cite borough or market towne, shall cause twyse in the yere or oftner, as they shall thynke necessary, all weyghtes and measures within the sayde cities boroughes and market townes, to be brought afore them, and to be duely vewed and examined: and suche as they shall vpon the sayde examination finde defective, immediately to be broken and brente, and the partie or parties, whiche in that behalfe hath offended, and be founde defective, shal forfayte for the fyrst time vi.s. viii.d. the forfayture therof to be vnto the sayde mayre baylyffe or any other haupnge iurisdiction and correction in that behalfe: and at the seconde tyme the sayde offendour lyke wyse to forfayte. xiii.s. iiii.d. and at the thyrd tyme lyke wyse to forfayte. xx.s. and forther punishement to be set vpon the pyllory, to the ensaumple of other. And two iustices of peace, wherof one shal be of the Quorum, haue auctorite, as wel by exampnation as by enquirie, to here and determine the defautes of the said mayres baylifes and other heade officers in that behalfe: and also of all byers and sellers, doinge contrary to this present acte and ordynaunce, and to set fyne and merriment vpon the offendours by theyr discretion. And the sayde weyghtes and measures so found defective, to be forfayted and brent. Be it also enacted that there be but onely. viii. bussheles rayled and stryken to the quarter of corne, and xiiii. li. to the stone of woll, and. xxvi. stone to the sacke. Be it also ordeyned by the auctorite aboue sayde, that the iustices of peace aboue sayde, haue auctorite to make lyke processe agaynste all persones founden as is aboue said defective, and for suche fynes and amerciamentes as vpon them shall be assessed, as if they were indited afore them for breakynge of the kynges peace. And where that by other statutes and ordynances afore lymitted it is ordeyned, that euery citie borough and towne that hath a constable, shoulde haue common weyghtes and mesures sealed vpon penalties in the same lymitted, that those penalties in that behalfe extende not to any towne, whiche is no citie borough nor market towne. Prouyded alwaye that this act shall not extende nor be preiudiciall to any person sellynge or byenge by water measure, within the shyppe bord. And that it be by the auctorite aboue sayde enacted, the premisses or any other ordynaunce afore made not withstandynge, that the sayde water measure within the shyp bord, shall onely conteyne. v. perkes, after the sayde standarde rated and stryken. Prouyded also that the examination of defautes aboue sayde, and punishement to the offendours of euery offence committed hereafter within any of the sayde. v. portes, shall be had done and administred by the lorde warden of the sayd. v. portes, or by his lieutenaunt of the same for the tyme being, and none other, the premisses not withstandyng. Prouyded alway that this act of weyghtes and measures extend not, nor be in no wise hurtful or preiudiciall to the prynce within the duchy of Cornewal, or any weyghtes apertenyng to the cunage of tinne within

Bussell.

Iustices of peace.

Quarter of corne.

Stone of woll.

water measure.

the

the countyes of Cornewall and Deuonshyre, but that al suche weyghtes be vsed ordred demeaned and corrected as it hath bene vsed and accustomed before this tyme, the sayde acte and ordynaunce notwithstandyng.

¶ The names of the townes lymytted for the sauf custody of weyghtes and measures accordynge to the kynges estandarde for the shires folo-lowynge as perticulerly appereth.

¶ Westmld. The towne of Appulby.
¶ Northumbd. The towne of Newcastell.
¶ Cumbd. The citie of Carleol.
¶ Lanc. The towne of Lancastre.
¶ Ebor. The citie of Yorke.
¶ Lincolñ. The citie of Lincolne.
¶ Derb. The towne of Derby.
¶ Notyngh. The towne of Notyngham.
¶ Leyc. The towne of Leyceter.
¶ Warr. The citie of Couentre.
¶ Rotyl. The towne of Uppyngham.
¶ North. The towne of Northamton.
¶ Bed. The towne of Bedford.
¶ Buk. The towne of Bukyngham.
¶ Cantebr. The towne of Cambrydge.
¶ Hunt. The towne of huntyngdon.
¶ Norff. The citie of Norwyche
¶ Suff. The towne of saint Edmondes bury.
¶ Eſſex. The towne of Chelmesford.
¶ Hertf. The towne of Herford.
¶ Midd. In westmynster.
¶ Kent. The towne of Maydestone.
¶ Surr. The towne of Guilford.
¶ Sussex. The towne of Lewes.
¶ Dorſ. The towne of Dorchester.
¶ Berk. The towne of Redyng.
¶ Salop. The towne of Shrewesbury.
¶ Staff. The towne of Stafford.
¶ Hereford. The towne of Hereford.
¶ Glouc. The towne of Glouceſtre.
¶ Wygorñ. The citie of Worcestre.
¶ Wyltes. The citie of newe Salesbury.
¶ South. The citie of Wynchester.
¶ Soths. The towne of Ichester.
¶ Dors. The towne of Dorchester.
¶ Deuon. The citie of Exceſter.
¶ Cornub. The towne of Lustudyell.

London.

¶ London.	The same citie.
¶ Bystoll.	The same towne.
¶ Douor portus.	The castell of Douer.
¶ Ciuitas Couentr.	The same cytie.
¶ Southampton.	The same towne.
¶ Ciuitas Colst.	The same towne.

Cap.v. ¶ For as muche as the portes, hauens, ryuers, creekes and aryuell of shyppes within this realme of Englande, and the costes of the same, bene nowe of late greatly annoyed, hurte, and decayed, and in especyall the porte of Southampton, the whiche before this tyme hath bene the greattest hauen, socoure, and receyte as wel for marchauntes and shippes of this realme of England, as of carrikes, galees, and other shyppes and marchauntes of other regyons and countreys there aryuyng and resortynge, to the profyte of our souerayne lorde the kyng, the greate encrease of the marchauntes of this lande, and the common weale, and comforte of all the countre therto adioynyng, the whiche is nowe lately greatly decayed, and is lyke shortly more to decaye, by reason and occasion of dyuers and many weares and other engynes for fyllynge there made leuyed tyred and had, betwene a certayne place in the sayde hauen called Calshorde, and another place in the sayde hauen called Redbrydge directly: so that by reason of the sayde weares and engynes within fewe yeres no shyppe of grate burdon shall mowe come or aryue in the sayde hauen, without due and hasty remedy be purueyed in this behalfe. For remedy wherof, and for the common weale of this realme of Englande, and the increase of the marchauntes of the same, The kynge our souerayne lorde, by the assent of his lordes spyrytuall and temporall, and the commons in this present parlyament assembled, and by auctorytie of the same, ordeyneth establyssheth and enacteth that it be lawfull to euery man to abate, pluche, and take awaye all and euery of the sayde weares and engynes and euery of them at al tymes, at their pleasure, beyng in the sayd hauen betwene the sayd places called Calshorde and Redbrygge directly, without trouble, let, or veration of any man. And that no man let, trouble, vexe, hurte, or sue the pluckers vp, and takers away of the sayd weares engines or any of them, vpon peyne of forfeture of xl.li. of euery of them that so letteth, troubleth, sueth, vexeth, or hurteth. And that yf any person or persons from henceforth make leuy tyre or set any weares or engynes for fyshynge stowe, tymber, or erth in the sayd hauen, directly betwene the sayde places: then he or they that so do, shall forfeyte. C.li. the one halfe of eyther of the sayde summes to be to the kyng our souerayne lorde, and that other halfe to hym or them that wyll sue in that behalfe by accion of det, playnt, byll, or information in the kynges Eschequer: and that the defendant in such accion, playnt, byll, or information be not essoyned, nor any protection be allowed for him, nor be admitted to wage his lawe in that behalfe, and this acte to endure the space of xx. yeres nexte ensuyng.

Porte of South.

Weares.

Cap.vi. ¶ Where as in the parlyament holden at Westmynster the xii. yere of the reygne of kyng Edwarde the fourth, late kynge of Englande, amonge other

thynges

thynges it was ordeyned, eſtabliſſhed, and enacted, that where any woollen clothes were or ſhuld be packed in any port within this realme of Englande, and then to be caried from thense to any porte within this realme to be caried ouer the ſea, that then the ſame clothes ſo to be packed and caryed, ſhulde be packed in the preſence of the cuſtomers and controllers of the port where the ſame clothes ſhuld be packed, and that the cuſtomes and ſubſidies of the ſayd clothes, due to the kyng, ſhulde be payed and contented vnto the collectours of the cuſtome within the ſame porte as in the ſayde acte more playnly appeareth. Which acte for diuers and many cauſes and conſiderations is thought hurtfull and preiudiciall, as wel vnto the kyng our ſouereine lorde, as to the marchauntes. In conſideration wherefore be it ordeyned eſtabliſſhed and enacted by the kyng our ſouereine lorde, by the aſſent of the lordes ſpirituall and temporal, and the comunons in this preſent parliament aſſembled, and by auctoryte of the ſame, that from henſforth the cuſtome and ſubſydye of all woollen clothes to be ſhypped and caryed ouer the ſea, wherſoeuer they bene packed, ſhalbe payed to the cuſtomers of the port or portes, where any ſuche clothes ſhalbe lade or ſhypped, or to theyr deputies. This act or any other act here before made to the contrary notwithſtandyng.

woollen clothes.

Cuſtome.

Capi. vii.

Ryottes, routes and vnlawfull aſſembles.

Prayen the comunons of this your lande, in this preſent parliament aſſembled, that where for the great reſte and tranquillite of your ſayde commons, true leege men and ſubiectes, inhabyted in this your realme, dyuers & many good ſtatutes, actes, and ordinaunces haue made in tymes paſt, ordeined ſtabliſſhed to ſubdue and punyſſhe ryottes for the vnlawful reſting and leding of people ryottes routes and other vnlawfull aſſembles: wherby may euylle dedes leopardyes perilles fere and drede to your ſubiectes haue growen, and therypon great penalties ſet vpon the ſayd riottours and offenders as in dyuers remembred ſtatutes actes and ordynaunces, in the dayes of your noble progenitours at ſeuerall tymes made ordeyned and prouyded, more at large doth and may appere. Yet the ſame actes notwithſtanding, ſome perſons, not dredyng god, theyr ſouerayne lorde, ne the punyſſhement of the lawes made and had in this behalfe, ofte tymes as well by colour of ſuche offyces as they haue opteyned, as receyuours Guardes and bailyffes of lordſhyps and other offycers, as by pryuye reteynders by othe promyſe couenant and otherwyſe, and clayming alſo duty of theyr tenauntes and ſeruauntes, where none ſuch dutye is, to go with them whan ſuche aſſemble ryotte or route ſhalbe. And after the ſame dyuers of the ſayd ſeruauntes and perſons ofte tymes retret and abſent themſelfe by the agrement couyne and counſel of the ſayd mayſters & of the ſayde pryncypall ryottours, ſo that they may not be taken ne brought to anſwere to the lawe, as the lawes requyre. And yf any indytementes be had, it ſhall be made vpon ſuche perſons as ſo retret and abſente them ſelfe, and nothynge founden agaynſte the ſayde pryncypall ryottours, in dyſceyte and fraude of the ſayde good ſtatutes actes and ordinaunces therof made, to the great courage and boldenes and comforte of the ſayde euyll doers, moſte daunger te opardye and peryll of your ſayde well dyſpoſed ſubiectes, and to the worſte enſaunple that therby maye enſue, yf haſtye remedye therin be not

prouyded

prouyded. It maye therfore pleafe your hyghnes, of your moofte louynge dyfpofition, that ye beare and owe to the common weale of this your lande, and to the great fuerte of your fubiectes of the fame, by the aduyfe of the lordes fpirituall and temporal and the commons in this preſent parlyament aſſembled, and by auctoryte of the fame, to do ordeyne enacte and ſtablyſſhe, that what ſo euer perſon or perſons, within this youre realme of what eſtate degre or condition he be, that hereafter vnlawfully reyſe, aſſemble, or leue your people within this your realme, without your commaundement or auctoryty of your lawes, and committe any ryotte: that then if the party greued, or any other perſon in the kinges behalfe compleine to the iuſtices of ꝑ peace within the countre where ſuche ryotte is done, or to any of them, hauing auctoryte to enquyre of the ſame, where ſuche ryotte and vnlawful aſſemble ſhal be made, by byll of conteynyng the ryotte and the circumſtaunce of the ſame, and of what towne ſhyre myſtery or condition euery of the perſons againſte whome the ſame complaynt be made, is dwellynge, or elles yf the ſayde ryotours be endyted therof, then therupon the ſayde iuſtyces and euery of them, haue auctoryte and power in the nexte generall ſeſſyons of the peace, within the ſame countye to be holden, after the complaynt ſo to them made, or indytemente therof had afore the ſame iuſtyces, to do make proclamation, that the ſayde mayſter or mayſters prynceppalle or prynceppalles, leder or leders, that vnlawfully cauſe the ſayd people to gather or reyſe, that they appere perſonally at the nexte generall ſeſſyons of the peace, after the ſayde proclamation ſo made: and euery other perſon or perſons, that were preſente and attendaunt vpon hym or them by his or theyr commaundment procuryng or aſſent conteyned in the ſayde proclamation at the ſayde ryotte route and aſſemble and euery of theym, perſonallye to appere at the ſayde nexte ſeſſyons of peace, nexte after the ſayde proclamation to be holden within the ſayde countye: at whiche daye of the ſayde mayſter or mayſters, prynceppall or prynceppalles, leder or leders, or any other of the forſayde offenders, appete, then he or they to be put to anſwere there vnto, yf it ſeme the ſayde iuſtyces reaſonable, and be put to ſuffycyent bayle by recongſaunce before the ſayde iuſtyces, to appete perſonally from ſeſſyons to ſeſſions, vnto the tyme the compleint be dyſcuſſed. And yf he or they refuſe ſo to do, then he or they be committed to ward, there to remaine tyl they wyl. And if any of the perſons againſt whom ſuch compleint or inditement is had or made, dwel in any other county than in the ſame countye where ſuche ryotte, rout and aſſemble is made: that then the Juſtyces, to or afore whome the ſame complaynt or indytementes is had or made, do ſende a tranſcrypte of the ſame complaynte or indytementes to ſome Juſtyces of the peace in the countye where ſuche perſon is dwellynge, deſyrynge him to cauſe proclamation to be made in the next generall ſeſſions of the peace in that countie to be holden, that the ſame perſon or perſons appere at the nexte ſeſſyons of the peace in the ſhyre where the ſayde ryotte is done nexte after the ſame proclamation to be holden. And yf the ſame perſon or perſons dwellyng in a forayne ſhyre appere, then lyke order to be had for him or theym ſo apperynge, as is afore ſpecyfyed, for and to theym that bene

Juſtices of peace.

dwellynge

dwellynge in the sayde shyre, where the sayde ryotte is supposed to be done. And yf the same person or persons, or any of them agaynst whom suche proclamation is made in the county wher the sayde ryot is supposed to be done, and they be dwellynge at the tyme of the same proclamation makynge in the same countye, make defaute and appere not at the sayde generall sessyons to hym or them symptted in the sayd proclamation, and ettsones after that make defaute and appere not at the nexte generall sessyons after that, so that lyke proclamation be made as is aforesayde: And yf any of the sayde ryottours, agaynste whome proclamation is made in a foreyne shyre, where they be dwellynge, make defaute at the daye and place in the sayde proclamation to them symptted, then he or they, in whether of the sayde shyres they dwell, that so make defaute, to stand and be adiudged and conuyct vpon the same defautes of the said ryotte and vnlawfull assemble, as yf he or they were therof cõuycte by the due order of the lawe, without he or they can make such lawful excuse, as the sayde Justyces shall thynke reasonable by theyr discretion: and therevpon suche processe to be awarded agaynst them, as is accustomed vpon condempnations of trespas in your common benche at the suyte of the partye.

And that the sayde Justyces of the peace haue auctoryte and power to here and determyne the rehersed causes, as well vpon bylle before them as by endytementes, and vpon the same bylle or endytementes to proceede and determyne the same by enquestes accordynge to the course of the common lawe: and the party therby and therupon to stande conuycte as perfytely, as if they were therupon conuycte by due processe of the lawe. And yf the sayde maysters or maystres, prynypall or prynypalles, leder or leders, or any other afore rehersed offendes, be conuycte vpon the premysses, then he or they be committed to prysone, there to remayne and abyde without bayle or mayprysse by suche tyme and space as shalbe thought reasonable by the discretion of the said Justices: And then he or they depart out of the prison, to pay theyr fine assessed after the discretion of the sayd Justices, his or their hauour and offences consydered. And that it be enacted by the sayde auctoryte, that by the discretion of the sayde Justyces, and as they se nede, euery of the sayde mayster or maysters, prynypall or prynypalles, leder or leders, and other the sayde offenders to conuycte, be bounde to the kynges peace, from thensforth in such summes of money as shall be conseyued by the sayde Justyces, and the sayde sureteyes stande by the discretion of the sayde Justices. And if it be so, that the sayde ryotte and vnlawfull assemble be committed with the noumbre of xl. persons or aboue, or with lesse noumbre than xl. and that by the discretion of the sayde Justyces it be thought haynous: that then yf the sayde mayster or maysters, prynypall or prynypalles, leder or leders, that haue appered, and so therof be conuicte, that then they remayne in prison, vnto the time that they haue founde sufficyent surety to appere afore the kyng and his counsell at a certeyne daye by the sayde Justices to be symptted, at the whiche daye, or afore, the keper of the gayole rolles of the sayde retornes, shall do to be sent vnder his seale the sayd bylle retorne of their conuyction, to the kynge our soueraygne lorde and his counsell, to the entent that his highnes and his counsell

may

maye awarde suche enprysonment and fynes of the sayd matter or matters, prynyppalle or prynyppalles, leder or leders, as by his hyghnes and by his sayd counsell shalbe thought conuenient. And yf the party complaynaunt, as is aforesayde, can not prone the matter of his sayde bylle to be true, then he to pay reasonable costes and damages of the party vexed, as shalbe thought reasonable by the discretion of the same iustices, & they to make againste the same complaynaunt, not prouyng the matter of his sayde bylle to be true, suche processe agaynst hym for the said costes & damages, as is afore sympted agaynst the sayd tryottours, conuycte of the sayd tryotte for the payment of theyr sayde fynes. And yf the sayde complaynaunte or complaynauntes haue not sufficient, wherof to restore the partye and partyes so vexed or troubled in fourme aforesaid: that then he immediatly be committed to the common gaole by the said iustices, there to remaine the space and tyme as shall be thought by the sayd iustyces conuenient and resonable, and that this acte endure but vnto the nexte parlyament.

Ca. viii. Prayen the commons in this presente parliament assembled, that where in the parlyament holden at Westminster the thyrde yere of youre moost noble reygne, it was enacted, ordeyned, and establisshed, that of for and vpon bargaynes grounded in vsury, coloured by the meanes of newe chenesaunce, or eschaunge, contrary to the lawe of natural iustyce, to the great displeasure of god and of our said soueraine lord, and the common hurt of this his land, that certaine punysshementes and penaltees shuld renne vpon the offenders in that behalfe, as in the sayde acte more at large is conteyned, whiche acte was and is so obscured darke and dyffuse, that the true entent of the makers therof can not parfitly be vnderstand. Wherfore & for the playne explanacion and declaration of vsury and penaltes to be hereafter executed vpon the offenders in the same. The king our soueraine lord, by the assent and aduise of the lordes spirituall and temporall, and the commons in this present parliament assembled, and by auctorytie of the same, ordeyneth, inacteth, and stablisheth, that al maner of person or persons, lenyng money to and for a tyme, takynge for the same lone, any thyng more besides or above the money lent by way of contracte of couenaunt at the tyme of the same lone, sauynge lawfull penaltees for none paiment of the same money lent, and that al maner of persons and persons, which hereafter sel any goodes, catals, or marchandyses to any person or persons being in necessyte, and the seller him selfe, or by his brokar, or factour in that behalfe, againe bye the same goodes, catals, or marchaundyses of the same person, to whome they were sold beyng in necessytie, or his brokar or factoure in that behalfe within thre monethes after they ben solde, for a lesse summe of money than they were sold for, knowyng the same goodes so bought agayne, afore by the same byer or byers to be sold after the fourme aforesayde: and that euery person and persons, lenynge or takynge any money to any person or personnes to a certayne tyme, and taketh landes, tenementes, or any hereditamentes or other bondes, for perfite suerte, and sure payment of his or theyr money lent at the tyme assigned, without condition or auenture: and also at the tyme of the lone or takyng of the sayde mo-

Vsury.

hey couenaunteth, appointeth, or cõtracteth, couenaunten, appointen, or con
tracten, that he or they that so lene or take money, shal haue the reuenues and
profites of the lades, tenementes or hereditamentes of him that so borowe th
or taketh money by a certayne tyme: that then euerye person hereafter vpon
any of the premysses conuycted, forfeyte the moyte of the value in money of
the sayde money, goodes, catals, marchaundyses as is aboue sayde, so solde
or lent after suche value as they bene solde or lent for, after any fourme afore
sayde, wherof the kynge shall haue the one moyte of the same forfeyture, and
the party that wyll sue the other moyte, and if no man wyll sue, then the king
to haue the hole. And this sute for the said penalty and forfaiture to be as wel
at the kinges sute as any other that wyl sue by informacion in any of the kin-
ges courtes of record, and suche processe to be had in the same as is vsed in o-
ther actions of det at the cõmon lawe in the same courtes. Prouyded alwaye
that in the courtes of chauncery and escheker they shall make suche processe
as hath be vsed afore tyme in informations afore them commenced, wherin
the defendaunt shall not wage his lawe, nor protection ne essoyne de seruyce
le roy in the same allowable. And that the same acte and ordinance, made the
sayde thyrde yere, and all thynge therin conteyned, be fromhensforth vtterly
voyd and of none effect, reseruyng alway to the spyrytual iurysdyction theyr
lawful punishementes in euery cause of blury.

Cap. ix. Tyndale.

¶ For as muche as the inhabytauntes and dwellers within the lordeshyp
and boundes of North Tyndale and South Tyndale, not onelye in theyr
owne persons but also oftentymes accompanyed and confederd with scottes,
auncyent enemyes to this realme, haue at many seasons in tymes paste com-
mytted and done, and yet daylye and nyghtlye commytte and do greate hay-
nous murdres, treasons, robberyes, felonyes, depredations, riottes and other
greate trespasses vpon the kynge oure souerayne lordes true and faythfull
lyege people and subiectes, inhabytours and dwellers within the shyres of
Northumbrelande, Cumbrelande, Westmerlande, Cleueland, the bysshop-
ryche of Durham, and in a parte of Yorkeshyre, whiche treasons murdres,
robberyes felonyes, and other the premysses, haue not in tyme paste in anye
maner of fourme be punisshed after the ordre and course of the common law,
by reason of suche fraunchyses as was vsed within the same, whyle it was in
the possessyon of any other lorde or lordes than our souerayne lordes: and
thus for lacke of punysshement of the sayde treasons, murdres, robberyes,
felonyes, and other the premysses, the kynges true and faythful lyege people
and subiectes, inhabyters and dwellers within shyres and places before re-
herced, can not be in any maner of suerte of theyr bodyes or goodes, neyther
yet lye in theyr owne howses, but eyther to be murdred, taken, or caryed into
Scotland, and there raunsomed, to theyr great destruction of body and goo-
des, and vtter impouerisshyng for euer, on lesse due and hasty remedy be had
& founde in the premisses. In consideration wherof the kyng oure souerayne
lorde, for very zele and gracious fauour that he bereth to the common wele
of this his realme, not willyng his true and faithful liege people and subiec-
tes to fayle of remedy in the premisses, hath ordeyned, establysshed, and enac-

ted

ted, by the assent of the lordes spyrytuall and temporall, and the commons in the same his realme in this present parlyament assembled, and by auctoryte of the same, that the sayd lordeshyp and boundes of Northe and South Tindale nowe beynge in his handes, and all landes and tenementes within the same, in whose possessyon so euer they be, and euery part therof, stande and be from henseforth gyldable, and parte of the shyre of Northumbrelande aforesayde, and no fraunchyse ne fraunchysed, but that all maner of the kynges wryttes shall renne, and all his offycers as well his wardeyne or wardeynes of the Est and mydel marches of Englande, towarde Scotland, theyr leutenaunt or leutenauntes, the iustices of peace, shyrisse, eschetour, torroners, baylyffes and other officers, and theyr deputes, and euery of them, of and within the counte of Northumbrelande aforesayde, and all theyr warrauntes and preceptes shalbe obeyed and of great auctoryte in the lawe by reason of this acte, within the sayde lordshyp and boundes of Northe and South Tindale, and in euery part therof, as in any other parte of the sayd shyre of Northumbreland. And ouer this that no person or persons, of what estate, degre, or condition he or they be of, that nowe hath or that hereafter shall haue auctoryte or power in his or theyr owne ryghte, or any other mannes, to dymytte or let to ferme for yere or yeres, terme of lyfe or at wyll, any landes or tenementes within the lordshyp and boundes of Northe and South Tyndale aforesayd, let or dymitte to ferme for yere or yeres, terme of lyfe or at wyll any landes or tenementes within the sayde lordeshyppe and boundes aforesayde, but that the lessee or lessees, before he or they take or occupy by force of any such lease, any landes and tenementes, fynd good and suffycyent suertye at the least two persons, hauyng landes and tenementes within the sayde shyre of Northumbreland, not beyng within the sayde lordeshyppe and boundes of Northe and South Tindale, to the full yerely value of fourty shelinges ouer and aboue all maner charges and reprises, by recognysaunce to the kyng our soueraine lorde in.xx.li. before two at the least of the Justyces of the peace of the sayde shyre of Northumbrelande, for the tyme beynge, whereof one shall be of the quorum, vpon this condition, that yf the sayde lessee or lessees within.viii. dayes warnynge to them or any of them personally or openly at his or theyr owne house, or in his or theyr parysshe churche, gyuen by any of the sayde iustyces of the peace, the shyrysse of the sayde countye of Northumbreland, and wardayn of the East and mydyl marches for against Scotland, or his leutenaunt, personally appere not before the same iustices of the peace, wardeyne or leutenaunte, at any sessyon or sessyons, gayle delyuere, wardeyne courte, at suche place and daye within the sayde shyre of Northumbreland, or day or dayes of trues where so euer it shall fortune them to be assygned, and as they or any of them shalbe therunto, as before is reherced warned. There and then to answere all suche treasons, felonyes, murdres, and trespasses or attemptates contrary to the trues, from henseforth by them or any of them to be done: that then the sayde summe of.xx.li. shal be forfeyted. The one halfe therof to the kynge our soueraygne lorde, and the other halfe to hym or them that wyll sue therfore, gyuynge therof to the Justyces, before the recognysaunce is or

Gyldable.

shall

shalbe taken after the execution therof be had of his sayd parte so recouered. xl. s. And that the sayd Justices of peace, afore whom the sayd recognisance is or shalbe taken, as before is rehersed, and all other Justices of the peace, within the sayde shyre of Northumbreland for time beinge, shal by reason of this sayd acte, haue full auctoritie to enquyre therof, and to take presentmentes and informations therupon, and to awarde proces and execution of and for the same summe, upon any presentment or information made thereon, in lyke and as ample fourme, as the kynges Justices of his benche shal or may do, of or for any recognisance taken afore them, forfaited for the keppynge of the kynges peace. And if any person or persons, after the feast of Easter next comming, take upon hym or them to let or dimitte, as before is rehersed, any landes or tenementes within the sayd lordshyp or boundes of North & South Tyndale, where no suche suertie is before had & found, as is before rehersed, that person and persons, that so letten or dimitten, shal by this same act, for euery acre of ground, and euery mese and mantion or dwellinge place within the sayd lordshyp and boundes aforesaid, by hym or them so letten or dimitte, forfayte. xl. s. the one halfe to the kynge, & the other to hym or them that wyll sue therfore. And that the Justices of the peace of the said shyre of Northumbreland for the time being, shal haue like auctoritie in al thinges, concerning this forfayture, as by this act and ordinance is gyuen to them in the recognisance afore expressed. And that all maner of leases dymissions made or to be made of any landes and tenementes within the said lordshyp and boundes of North and South Tyndale, for the which no suche suertie shall be had and founde at the sayd feast of Easter, and so forth, as tofore is rehersed, be and stande from thenceforth warde voyde and of none effect. And if any person or persons, of what estate degre or condition he or they be of, take upon hym or them, after the said feast of Easter, to enter, occupie, dwel, hold, or inhabyte any landes, tenementes, or ground within the sayde lordshyp and boundes of North & South Tyndale, not being his owne inheritance in fee tayle, without lawful or sufficient auctoritie, and sufficient suertie by him or them foũd, as before is rehersed, except he be a lord spiritual or temporal of this realme, that he and they so doing, haue imprisonment by the space of a yere without bayle or maynprise, and so to rontinue tyll he haue founde sufficiente suertie, to the kynge by recognisaunce afore the Justices of peace of the said countie to be of good bearynge agaynst the kynge and all his liege people.

Justices of peace.

Cap. x. Subsidie.

¶ Prayen the commons in this present parlyament assembled, that where diuerse and many of your subiectes seuerally granted to your highnes diuers summes of money, of theyr free willes and beneuolence, for the defence of this your realme, toward the charge and great expences that your highnes sustetned and bare, for the sayd defence, as wel in your sayd viage royal in the parties of Fraunce beyonde the sea, as on this syde, in for and aboute the same, which viage your said highnes toke upon you in your most royall person, to the great ieoperdy and labour of the same, as wel for the saide defence of this your said realme, as for the suertie, profit, wele & cõmoditie of vs al your true liege men & subiectes, inhabited in the same, of which sũmes of money diuers

pour sayde subiectes ful loutingly haue made to you true payment accordyng to theyr grantes, and other many seuerall summes of money by diuers of pour subiectes to you in that partie graunted, as yet remayne not content ne paied parte wherof resteth in the handes of the sayde grauntours, and parte in the handes of the sayd commissioners, collectours, and receyuours in that party assigned for the leuy ryeringe and keppnge of the same, whiche is not onely to the damage, losse, and hurte of your sayde highnes, but also to the murmur, grudge, and miscontentinge of such your sayd subiectes as haue made their sayd paymentes in that behalfe. Wherfore may it please your sayd highnes, by the aduise and assent of your lordes spirituall and temporal, and the commons in this present parliament assembled, and by auctorite of the same, to ordeyne enacte & establyshe, that proclamation be made in euery shyre towne and hundred within this your realme, that euery person and persons, which haue not content and payed the summes of money by them graunted to your hyghnes, for the causes remembred, that suche commissioners, collectours, receyuours, and other persons deputed to receyue the same, doo make payement therof within thre monethes next after the sayd proclamation made, to the sayde commissioners, collectours, receyuours, or other persons that here after shall be therunto deputed or assigned by your highnes, and by your letters patentes vnder your great seale, in lyke wyse to be proclaymed: And that the sayde commissioners haue auctorite and power to make processe to take euery suche person or persons, as so shall make defaute of payemente by his body, and the same to commytte to the common gayle, there to remayne and abyde without bayle or maynprise, to the tyme he hath payed his sayde duetie, or elles fynde sufficient suertie for the payemente of the same, to the sayd commissioners agreable. And if any such person that hath not made payment of this sayd duetie graunted, be deceased: that then the goodes and catalles of hym deceased, beinge in the handes of his executours or administratours not administred, be charged and chargeable to the sayd payment. And that the sayde commissioners haue like auctorite and power, to doo ordeyne and awarde processe for the leuy of the same, as the barons of the kynges eschekier do and may do for the kinges duetie resting afore them of record in the sayde escheker. And the sayd commissioners collectours or receyuours afore this tyme therunto deputed, or that hereafter for and to the same shal be deputed, haupnge and takynge the recepte of the same pour moneye, or any parcel therof, be seuerally countable for the portions by them seuerally receyued, before pour treasoures of your warres, that was by you assigned in your sayd viage royal, or any other person or persons, that hereafter by your highnes shalbe therunto deputed and assigned, of and for al such summes of money as they seuerally haue receyued, or shall receyue, or that seuerally shall come to theyr handes, before such auditours as by your highnes shalbe assigned in that party. And if any of the sayd commissioners, collectours, or receyuours, come not to make theyr accomptes at such day and place as shalbe limitted in your priuy seale to them directed in that party: that then vpon certificat of the deliuerer of the sayde writtes or priuie seales, made by hym that

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the ſame delyuered vpon his othe vnto the chauncelour of Englande for the tyme beinge, the ſayde chauncellour for the ſame tyme beinge hath auctorite and power to make commiſſions vnder your great ſeale, to certayne perſons by his diſcretion to be lymitted and choſen, to take the bodyes of the ſayd perſonnes that ſo ſhall make defaute, and them to commytte to warde (oneleſſe then he make before the ſayde treaſorer or commiſſioners ſuche excuſe, as to them ſhall ſeme reaſonable) there to remayne tyll they haue made theyr accomptes of and for the premyſſes, and ſatiſfyed, contented, and payed the dutie by them due vpon theyr ſayde accomptes, vnto your ſayde treaſourer of your warres, or to ſuche other perſon or perſones to your vſe, as your grace ſhall depute and aſſigne in that partie to receyue the ſame. And ouer this be it enacted, by the ſayde auctorite, that if any trauers fortune to be betwene the ſayde commiſſioners, afore this tyme aſſigned to receyue the kynges ſaid duetes, collectours, and the ſayde grauntours, of and for payenge and not payenge, receyuynge or not receyuynge of the ſayd ſumme or ſummes of money, or any parte therof: that then, if the ſayd grauntours ſhewe acquitãce, writynges, byll, or byllettes, whereby it may appere afore the commiſſioners hereafter to be aſſigned, that the ſayde commyſſyoners or collectours afore this time aſſigned in fourme reherced, haue receyued the ſumme or ſummes of money, or any parte therof, that ſhall be in trauers, or that the ſayd grantours offer to bryng two wytneſſes or mo, that wyl wytneſſe and teſtifie the ſayde payement, or that any grauntour or grauntours denye the graunte of any ſuche ſumme or ſummes of money, or any parte therof of them demaunded: that therupon the ſayde commyſſyoners hereafter to be aſſigned, haue auctorite and power to here the hole matter, euydence, writynges, wytnes, and proues, concernynge the ſayde trauers, and denyenge of the ſaid grauntes, and then to charge and diſcharge euery of the ſayde perſonnes by theyr diſcrettions, as they ſhall ſeme beſt, and the ſame charge or diſcharge to bind and dyſcharge euery of the ſayde parties agayuſte the kynges hyghnes, as if it were adiuged before the auditours aſſigned by due originall in any of the kynges courtes of recorde betwene partie and partie in actions of accompte, or elles that the kynge were playntife in the ſayd action of accompt. Be it alſo ordeyned by the ſayde auctorite, that the ſayd commiſſioners here after to be aſſigned by the kynges highneſſe, ſhall by theyr diſcretions vpon theyr accompte and full payemente made, of all ſummes of moneye by them receyued, or to be receyued by the collectour or receyuours of the ſayde ſummes of beneuolence, allowe vnto the ſayde receyuours and collectours, ſuche theyr reaſonable coſtes and rewardes, as they for the gathering of the ſayde ſummes haue ſuſtryned. Prouided alwaye that this acte ſhall not extende to charge any heyre of any manne that hath afore tyme graunted any ſumme of money by waye of his beneuolence.

¶ Prayen the commons in this preſente parlyament aſſembled, that where the citie of Norwyche, whiche is an aunciente citie, is greattely decayed, the eſpecyall cauſe whereof is for as moche as there is a ſtatute made at Weſtmynſter, the ſeuenthe yere of the reygne of kynge Henrye the fourthe, con- Cap. xi. Norwyche.

Apprentyse.

Iustyces of peace.

teynyng among other thinges, that no man nor woman shal put there sonne or doughter to be apprentyse within any citie or towne within the realme, but yf they haue landes or rentes to the value of .xx.s. at the leest by the yere, and that to be testifyed vnder the seales of two Iustyces of peace, where the said childe was borne: By force of which statute many and diuers great vexacyons, troubles, and losses haue be done to the cytezyns of the sayd citie, as well for the receyuynge of theyr owne chyldren as other to be theyr apprentyses, wherby the moste substancyall crafte in the sayde citie, called worsted weuers, and clothyers, by which craftes the weale of the sayde citie hath and shuld be mayntened, supported, and contynued, among other dyuers craftes there vsed ben greatly decayed: by reason wherof the yong people of the sayd cytie ben gyuen to ydlenesse, vyses, and other dyuers mysgouernaunces: And if no remedy here in be had, it is lyke to be the vtter destruction of ỹ said citie. Wherfore please it your hyghnes, of your moste benygne grace, in consyderation of the premysses, by the assent of the lordes spirituall and temporall, and the cõmons in this present parliament assembled, and by auctorite of the same, to enacte, ordeine, and establyshe, that the said cytezyns & euery of them, for euer from hensforth, shalbe at theyr lyberties to receiue and to take to theyr apprentyses, the sonne or doughter of any persone or persons, whiche wyll put theyr sayde sonnes or doughters to be apprentyses in the sayde citie, the statute aforesayde, and the peynes in the same conteyned, not withstandynge: And that they and euery of them for euer frombensforthe, shall be forprysed and excepte out of euery punyshement and hurte conteyned in the sayde statute.

This act concernyng shearyng of worsteades is repealed xiij. H. vii. cap. xviii.

Moreouer where in the sayde citie in tyme paste hath of longe tyme be vsed, there shulde no man take vpon hym to shere worsteades, called ten yardes, stamyns, ne other worsteades, but yf he had be apprentise to the occupacion or sherynge of worsteades by the space of .vii. yeres, so that he myght haue the knowlege and cunnynge in that crafte: how be it now of late many and dyuers persons, as well alyens straungers as other foreyns, not dwellynge nor inhabyted, haue within your sayde citie by supportacyon and mayntenaunce of dyuers persons inhabytauntes in the sayd citie for their singular lucre taken vpon them the occupation of shering of worsteades and stamyns, whiche haue not the syght, nor cunnynge in that occupation, nor haue be apprentyse to the same, by whome great hurte and dyuers losses haue be, for the defaute of cunnynge, by cuttynge and other wyse of the sayd worsteades, to the owners and other your subiectes in this your realme, infamy, also and sclaunder as well to the occupations of worsteades and worsted shere men, as to the marchauntes, whiche put them, so hurte and cutte in the sherynge, to sale. And yf remedye be not had in these premysses, and reformation, bothe the sayde occupation of worsted makynge, and also of worsted sherynge, whiche god forbydde, is lykely to be dystroyed for lacke of polycy and order: Wherfore it may please your hyghnesse, by the auctoritie aforesayde, for the common weale of your marchauntes and other your subiectes of this your realme, and for the conseruacyon and sustenynge of the sayde occupation of worsteades and worsted sherynge, to enacte, ordeyne

and establyshe, that from henseforth no man shall take vppon hym to shere worstedes within the sayde cittie, but if he hath be apprentise to the sayde occupation of worstede sherynge by the space of. vii. yere, or suche as the maysters of the sayde occupation within the sayde cittie for the tyme being approuynge theyr cunnynge, with the aduise of the mayre for the tyme beinge, will admytte. And they that take vpon them the contrary, and the mayntenours of hym or them so misdoinge, as afore is sayde, eche of theym to forfayte for euerye defaute. xx. s. halfe to you gracious and soueraygne lorde, and halfe to the sayde mayre and maysters of the sayde occupation of worstede shering, for that time beinge. And that no man inhabitaunte in the sayde cittie, cytezen or other, beinge noo shereman, kepe any shereman of worstedes within his house, after the feaste of Easter nexte commynge, vnder the peyne of forty shyllynges, as ofte as he be in defaute in the same: The one halfe to be employed to you our soueraigne lorde, and the other halfe to the said mayre and maysters of the sayde occupation of shearynge of worsted. And that the sayde maysters of the sayde occupation of sherynge of worsted, haue serche of the sayde crafte of worsted sherynge in euery place, as well within the dwellynge places of sheremen, dyers, and calenderers of the same worstedes, as other inhabytauntes in the sayde cittie and precincte of the same. And if any citezen or inhabytaunte of the sayde cittie, denye the sayde wardens of worsted sherynge due serch, or go contrary to this prouision and ordinaūce, shal forfeyt the summe of. xl. s. for euery defaute, the one halfe therof to you soueraigne lorde, and the other halfe to the forsayde mayre and maysters of the sayd occupation, the sayde peyne to be leuyed after the fourme and ordynaunce purueyed for the correction of the crafte and occupation of worsted weuers within the sayde cytie. Prouyded alwaye that the sayde occupation of worsted sherynge, shall make or do to be made none ordinaunce concernyng the sayde occupation amonge theym selfe, but suche as the mayre for the tyme beinge, with his brethern aldermen, shall thynke necessary and profitable to the kinges subiectes.

Capi. xii. Poore suters

Prayen the cōmons in this present parliament assembled, that where the kynge our soueraygne lorde, of his moste gracious disposition, wylleth and intendeth indifferent iustice to be had and ministred accordinge to his cōmon lawes, to all his true subiectes, as well to the poore as ryche, which poore subiectes be not of habilitie ne power to sue accordinge to the lawes of this lande for the redresse of iniuries and wrōges to them daily done, as wel concerning theyr persons their inheritaunce, as other causes. For remedy wherof, in the behalfe of ꝑ poore persōs of this lād, not able to sue for their remedy after the course of the cōmon lawe, be it ordeyned & enacted by your highnes, & by the lordes spiritual and temporal, and the cōmons in this present parliament assembled, & by auctoritie of the same, that euery poore person or persons, whiche haue or hereafter shall haue cause of action or actions agaynst any persō or persons within this realme, shall haue by the discretion of the chancellour of this realme for the time being, writte or wryttes originall, and wryttes of Sub pena, accordyng to the nature of theyr causes, therfore nothing paying

to your highnes for the seales of the same, nor to any person for the writinge of the same writtes to be hereafter sued. And that the sayde chaunceller for the same time being, shal assigne suche of the clerkes, which shall do and vse the making and writting of the same writtes, to write the same redy to be sealed, and also lerned councel and atturneys for the same without any rewarde taking therfore, and after the sayd writ or writtes be returned, if it be afore the kynge in his benche, the Justices there shal assigne to the same poore person or persones councell lerned by their discretions, whiche shall gyue their counceles, nothynge takynge for the same. And like wyse the Justices shall apoynt attourney and attourneys for the same poore person or persones, and all other officers requisite and necessary to be hadde for the spede of the sayde suites to be had and made, whiche shal do their duelies without any rewarde for their counceles helpe and busines in the same, and the same lawe and order shall be obserued and kept of all such suites to be made afore the kynges iustice of his common place, and barons of his escheker, and all other iustyces in courtes of record, where any suche suites shall be.

Cap. xiii. For as moche as many horses and mares of the brede of this lande, nowe of late haue be caryed and conueyed out of the same into the parties of beyond the sea, which causeth not onely the smaller number of good horses to be within this realme, for the defence therof, but also the gret and good plenty of the same to be in the sayde parties beyonde the sea, that in tymes past were wont to be within this lande, and ouer that the pryce of euery of them to be greatly enhaunced here, to the losse and noyaunce of al the kynges subiectes within the same. For remedy wherof it be ordeyned, enacted, and establysshed, by the kynge our souereigne lorde, by the aduise of the lordes spirituall and temporall, and the commons in this present parlyamente assembled, and by auctorite of the same, that from henceforth no maner person ne persons cary or conuey any horse out of this lande, without the kynges speciall licence, vpon peyne of forfayture of the same, or any mare aboue the value of. vi. s. viii. d. without the kynges speciall licence, vpon the sayd peyne of forfayture of the same mare, the owner therof or his deputie, receyuynge for the same mare vi. s. viii. d. at the tyme of the seasyze vpon the sayde forfayture, or elles it to be not forfayte: and at the tyme of seasyze of the sayde mare or mares they shall be praysed by the hedde officers of the towne where any suche mare is taken, and there openly to be solde to the beste price, and the halfe deale of the ouer pryce of her, beinge aboue. vi. s. viii. d. to be to the kynge, and the other halfe to hym that so seyseth: and the kynges partie therof to be delyuered to the customer of the sayde porte. And that no maner person ne persones hereafter, cary or conuey any mare or mares out of this lande, excepte euerye of the sayde mares so caried be of the age of three yeres at the leaste, and not ouer the pryce of syxe shyllynges eyght pence, payenge to the kynge for euery of them, not aboue the value. vi. s. viii. pence, so to be caryed or conueyed in the same porte, suche customes as hath be for mares before vsed. And that for euery mare of more value hereafter by the kynges lycence, after the fourme aforesayde, conueyed or caryed beyonde the sea, the owner therof or his

Horses and mares caried beyonde the sea.

his deputie assigned or seruaunte shal paye syxe shyllynges eyghte pence for the custome of the same, before it be shypped, vnder the peyne of forfayture of euery mare soo shypped ere they be customed. And ouer that be it enacted, that if any personne at the porte wyll gyue for any of the mares so to be caried. vii. shyllinges, that it be lawfull to hym soo gyuynge and payenge the sayde. vii. shyllinges, to take the sayde mare, if she be not afore taken by the kinges officer, nor the kynges licence be not in the behalfe aforesayde for the same mare to be caryed, obteyned. Prouyded alwaye that it shall be lefull to euery persone or personnes, beinge denyzens, hereafter to cary horse beyond the sea, the kynges lycence in that behalfe not obteyned, for theyr owne vse, not intendynge at the tyme of the shyppynge of the same, nor then fully purposed to sell hym, and that entent to be knowen by the othe of hym that shall do shyp the same horse, taken before the customer or serchet of the same porte, this acte not withstandynge.

Ca. xiiii. Straungers made denizēs

Where the kynge our soueraygne lorde is greattely dysceyued in his customes and subsidies by marchauntes straungers, suche as the kyng our soueraygne lorde hath graunted by his letters patentes to be denyzens, and to paye none other customes ne subsidies for their marchaundise inward & outwarde, but as a denizen, vnder colour wherof they custome not onelye theyr owne marchaundise vnder the fourme aforesayde, but also they colourablye entre into the customers bokes the marchaundises of other straungers, callynge and sayinge the sayde goodes of other marchauntes to be the goodes of them so made denyzens, to the great losse and defraude to the kynge our souerayngue lorde. Wherfore be it enacted by the kynge our souerayngne lord, the lordes spirituall and temporall, and the commons of this present parlyament assembled, and by auctoritie of the same, that all marchauntes straungers, and other that be made denyzens by the kynges letters patentes, or otherwise, pay from henceforth suche customes and subsidies for their goodes and marchandise, inwarde and outwarde, as they shulde haue payed, if such letters patentes and grauntes had neuer to them be made.

Custome payed by denizēs

Where as great extortion is yerely vsed and hadde within diuerse counties within this realme of Englande, by the subtyltie and vntrewe demeanour of shireffes, vndershireffes, shyre clerkes, or any other officers, holdynge and keppynge the counties in the name of the shyreffe, that is to say, if any man affyrme a playnt before the shyreffes in the counties, or before any other of the sayde officers, the sayde shireffe, vndershyreffe, or his shyre clerke wyll entre or cause to be entred in to theyr bookes, in the same playntyfes name dyuers and many playntes, bothe of dette, trespas, and couenaunt, at theyr pleasure, and vnknowyng to the sayd playntife, in whose name the said plaintes ben affyrmed, to the intente that if the defendaunt appere not at euery shyre daye or courte, hangynge the same playnt, he shal lese for this defaute made at euery plainte. iiii. d. where diuerse tymes by couyne betwene the sayd shireffes vndershireffes and shire clerke, & the other foresaid officers the sayde defendantes beinge neuer attached summoned nor warned, accordynge to the due fourme of the common lawe, wherfore the same parties soo

Cap. xv.

Shireffes.

Shire clerke

put in suite, haue no knowlege of any suche suite had agaynst them: And ouer that the same shirefes vndersherefes and shyre clerkes, wyl cause diuerse playntes to be taken in the names of suche persones that are not in playne lyfe, where the sayde defendaunt shal haue lyke losse as is before rehersed, so that by the vnlawfull demeanour of the sayde shyrefes, vndershyrefes, shire clarkes, for tyme beinge, and the baylifes of the hundredes for theyr defaute and negligence in theyr offices, and coupne betwene the sayde sherefes, vndershyrefes, shyre clerkes and other of the foresayde offycers, causeth the amerciamentes, that be in one yere after the bokes be ingrossed, to amount to great and importunable summes of money, whiche summes of moneye ben yerely leuyed of the poore commons in the said counties by the sherefes, vndersherefes, and shyre clerkes, and other deputies beinge of noo substaunce neyther of hauour, whiche deputies take and leute more by extorcion than is conteyned to theyr estretes, to the exyresse pyllage and empouerishyng of the sayde cõmons. Be it therfore enacted, ordeyned, and establysshed by the king our soueraygne lorde, and by the assent of the lordes spirituall and temporal, and the commons in this present parlyament assembled, and by auctorite of the same, that no sherefes, vndersherefes, or shyre clerkes hereafter, nother any person in theyr names, nor by theyr commaundement, shall take and entre no playntes into theyr bokes, in no mannes name, onlesse the partie plaintike be in his proper person present in the courtes, or els by sufficient attorney or deputie, that is knowen to be of good name and disposition: and that the same partie playntike shall fynde pledges to pursue his sayde playnte, suche persones as are knowen there in the counties, and that the partie playntyke shall haue but one playnte for one trespas or contracte. And if the sayde shyrefes, vndershirefes, shire clerkes, take and entre, or cause to be entred any mo plaintes, thã the plaintike supposeth that he hath cause of action against the defendant, that then the sayd shirefes, vndershirefes, shyre clerkes, that do entre or cause to be entred any suche playntes, contrary to the sayd prouision and ordinaunce, shal forfayt for euery defaut. xl. s. the one halfe therof to be had to the vse of our sayd soueraigne lorde the kynge, and the other partie to him or them that wyl sue and proue the same matter by action of det or information in the escheker. And ouer that the Justices of peace in the same counties, and euery of them, shall haue auctorite vpon complaynt made by the partie, so vnlawfully greued, to examine the sayd shirefes, vndershirefes or shire clerkes, & playntifes, and if the said iustices of peace, or none of them finde by their examination defaute in the said shirefes, vndershirefes, or shire clerkes, in enterynge of the sayd playntes disceptfully, for his or theyr auauntage, as is before rehersed, contrary to this present act, that then the sayd shirefes, vndershirefes and shyre clerkes, shalbe conuict and attaynt of the same offence without ferther enquiry or examination, and that he shal forfaite vpon the same examination. xl. s. to the vse of our soueraigne lorde the kynge for euery defaute. And the saide Justices of peace, that so shall take the examination, shal certify the same examinatiõ within a quarter of a yere into the kynges escheker, vpon peyne of. xl. s. And ferthermore that the said shyrefes,

Playnt.

Justices of peace.

vnder-

vnder shyryffes, and shyre clerkes, make or cause to be made a sufficyent pre-
cepte to the baylyffes of the sayde hundredes, to attache, sommone, or warne
the defendauntes that are so in sute, to appere and answere to the sayd plain-
tes, and yf there be any defaute in the sayde baylyffes of the hundredes, in
warnynge of the defendauntes, to appere and aunswere to the sayd playntes
commenced agaynst them in theyr counties or in executyng their sayde office:
that then the same bailiffes shall forfeyt for euery defaut vnto our soueraine
lord the kyng, xl. shelynges, and to be attaint and conuyct therof by lyke ex-
amination of the Justices of peace, or euery of them, as before is rehersed. And
that the same shiriffes, vndershiriffes, shire clerkes, and their deputes for the
tyme beynge, shal make none estretes to leuye the sayd shiriffes amerciamen-
tes, vntyll suche tyme that two Justyces of peace, whereof one shall be of the
quorum, haue had the bewe and ouer sight of theyr bokes, and that the estre-
tes be endented betwixte the sayde Justyces of peace and the sayde shyryffes
and vnder shyryffes, and sealed with theyr seales, the one parte to remayne
with the sayde iustices, and the other parte with the sayde shiryffes or vnder-
shyryffes, to the entent they maye vnderstande, yf any dysceyte be or vntrue
demeanynge in them in makynge of theyr bokes. And that those personnes
whiche shall be gatherers of the same amercyamentes, as baylyffes or other
offycers, be swome by the sayde Justices, that they take no more money than
is forfeyted and conteyned in the estretes, sealed with the seales of the sayde
iustices of peace, vpon the same peine of forfeiture as before is rehersed: ther-
of the same gatherers to be conuycte by examination of the sayde Justyces
of peace, or one of them as before is rehersed. Prouyded alwaye that the sayd
Justyces of peace shal be apoynted & named at the general sessyons after the
feast of saynt Mychel the archaungel, by him that is custos rotulorum of the
said coũtees, or els by the eldest of the quorum in his absence to haue the ouer
syghte and controlment of the sayde shyryffes, vndershityffes, and shire cler
kes, and other of the said officers, and of ꝑ said shiriffes amerciamentes. And
the sayd iustices of peace, vpon suggestion or informacion of the party so gre-
ued, shal make lyke processe as in an action of trespas against the said shirif-
fes, vndershityffes or shyre clerkes, and other the forsayde offycers, myshea-
ling as before is rehersed, for to apere before them to answere to the sayd sug-
gestion or informacion.

Baylyffes of hundred.

Ca. xvi. Caleys. watche kepinge in Caleys.

¶ Where kynge Edwarde the thyrde, vpon the wynnynge of the towne of
Caleys, establysshed and made dyuers good statutes, ordynaũces, and lawes
within the same towne, for the sure and sauf keppynge of the same: And ther-
vpon for the same entent he gaue dyuerse tenementes and fayre places buyl-
ded there, to dyuerse lordes and noble men of his armye, freely to theym and
theyr heires without any rentes or charges yeldynge for the same, saue onely
for fyndyng of certayne watches lymytted to euery of the sayde places for ke
pyng of the same towne, to the entent specyally, that the sayde watches by the
sayde lordes and honourable men shulde the better and more sure and fer-
mely be kepte and mayntayned. And so it is nowe, that the owners of the pre-
myses consyder not theyr sayde charges, ne do not beare the sayde watche by

them due as is aforesaide, by meane wherof the burgeyses of the sayd towne, for the suerty of the same, haue bene many yeres and yet nyghtly bene sore charged, to theyr great importable losse, which they can not nor maye contynue and sustayne without the kynge our soueraygne lorde prouyde for the releyfe of the same towne. For the remedy wherof the kyng our soueraigne lorde by the assent and the aduise of the lordes spirituall and temporal, and the commons in this present parliament assembled, and by auctoryte of the same, ordeineth and enacteth, that who that hath any freholde within the towne of Caleys, out of the whiche any yerely charge is goyng for the sure kepinge of the sayde towne, for watche or otherwyse, that hereafter ceaseth in doynge of the sayde charge by the space of a yere and a daye, that then the sayde freholde be sealed into the kynges handes, he to haue it to hym and his heyres, and durynge the tyme it be in the handes of the kynges highnes, the treasourer of Caleys, take the profytes therof to the kynges vse, and beare the charges yerely goynge oute of the sayde freholde towardes the sayde keppynge of the sayde towne, as before that tyme it was accustomed to beare, yf the sayde freholde wyll beare the sayde charge. And in lyke wyse be charged the kynges commyttees or his patentees for the keppynge of the sayde towne as afore is sayde, and for the defaute of the doynge of the same by the space of a yere and a daye, the sayde tenementes eftsones to be sealed as is aforesayde. And so from tyme as oft as the sayd charge is not content ne paied by the sayde tyme and during the tyme the sayd tenementes be in the hãdes of the kinges highnes. And yf the sayd tresourer of Caleys pay not the said charge within a yere and a day, that then the sayd tresourer forfeyte the double value of the same, to the kynges highnes, yf the reuenues be able to fynde the sayde watche.

Ca. xvii. Item for as muche as dyuers persones hauyng lityll substaunce to lyue vpon, vse many tymes as well by nettes, snares, and other engynes to take and destroy fesauntes, and pertryches vpon the lordshyps, manors, landes, tenementes of diuers owners and possessioners of the same without lycence, consent, or agrement of the same owners or possessyoners, by the whiche the same owners and possessyoners lese not onely theyr pleasure and dysporte, that they theyr frendes and seruauntes shuld haue about hawkyng hunting and takynge of the same, but also they lese the profyt and auayle that by the occasion shulde growe to theyr housholde, to the great hurt of all lordes and gentylmen, and other hauyng any great lyuelode within this realme. Wherfore it is ordeyned & enacted, by the auctoryte of this present parliament, that it shall not be lefull to any person, of what condytion he be, to take or cause to be taken any fesauntes or pertryches by nette, snares, or other engynes oute of his owne waren, vpon the freholde of any other person, without the assent agrement and specyall lycence of the owner or possessyoner of the same, vpon peyne of forfeyture of .x.li. the one halfe therof to the party that wyll sue for the same by action of dette, or by byll, or otherwyse, and the other halfe therof to the owner or possessyoner of the sayde grounde, vpon the which the said fesauntes and pertryches be so taken. Also it is ordeyned by the sayde auctority, that no maner of person, of what condytion or degre he be, take or cause

Fesauntes. Pertriches.

to be

to be taken, be it vpon his owne grounde or any other mannes, the egges of any fawcon, goshaukes, laners, or swannes, oute of the neste vpon peyne of imprysonment of a yere and a daye, and fyne at the kynges wylle, the one halfe therof to the kyng, and the other halfe to the owner of the ground wher the egges were so taken, and that the Justyces of the peace haue auctoryte by this presente acte, to here and determyne suche matter, as well by inquisition as informacion and proues. Also it is ordeyned by the sayde auctoryte, that no man from the feaste of Walche nexte commynge, beare any hauke of the brede of Englande, called an nyesse, goshawke, tassell, laner, laneret, or fawcon, vpon peyne of forfeyture of his hawke to the kynge, and the sayd hawke to be at the kynges pleasure. And that all suche persones that bryngе any nyesse hawke, or hawkes from any of the partyes beyonde the sea, bryng a certyfycat vnder the customers seale of the port where he fyrst landed with the sayde hawke or hawkes: or yf he come out of Scotlande, then vnder the seale of the wardeyne or lieutenaunt of that marche that he cometh thorough testifyeng that the same hawke or hawkes be of the partyes beyonde the sea, or of Scotlande, vpon the same peyne. And that persone that bryngeth anye suche hawke or hawkes to the kynge, shall haue a reasonable rewarde of the kyng, or els the same hawke or hawkes for theyr labour. Also it is ordeyned by the saide auctoryte, that no man take any ayer, fawkon, goshawke, tassel or laner or lanerettes in theyr warys or woodes, or in other place, nor purposely dryue them out of their couertes accustomed to breede in, to cause them to go to other couertes to breede, nor slea them for any hurt by them done, but suffre them to passe at theyr lybertyes, vpon peyne of .x.li. the one halfe therof to the partye that wyll sue for the same by action of det by examination before the iustices of the peace, informacion or otherwyse, and the other halfe, to the kynge. Prouyded alwaye that the moyty of the forfeyture aboue sayde gyuen to the owner of the grounde for takynge of swannes egges, be vnto the owner of the sayde swannes, and not to the owner of the grounde.

Hawkes egges.

Haukes.

Swannes egges.

Ca.xviii.

¶ Where euery subiecte by the dutye of his allygeyaunce is bounden to serue and assyst his prynce and souerayne lorde at all seasons whan nede shal requyre. And moste specyally suche persons as haue by him promotion or auauncement as grauntes and gyftes of offyce, fees and annuytes, whiche owe and verely be bounde of reason to gyue theyr attendaunce vpon his royall persone, to defende the same when he shall fortune to go in his persone in warres for the defence of the realme, or agaynste his rebelles and enemyes, for the subduynge and represselynge of them and theyr malycyous purpose. Wherfore be it enacted and establysshed by the kynge our souerayne lorde, by the aduyse of his lordes spyrytual and temporal, and the commons in this presente parlyament assembled, and by auctoryte of the same, that yf any person or persones, beynge within this realme of Englande or Wales, hauynge suche offyces, fees or annuytes, by any of his reherced gyftes and grauntes, do not gyue their attendaunce vpon him whan he shal fortune to go in warres in his person, in theyr sayde personnes as theyr dutye byndeth them, that then they and euery of them makynge therof defaute, the kynges specyall ly-

Fees. Annuitie.

Attendance on the kynge in warre.

cense

cence not had, or els he haue suche vnfayned sycknes letynge or dysease, that he may not in his person come to do his personall attendaunce and seruyce after the fourme aforesayde, and that duely proued, that then euery such person or persons forfeyt and lose theyr sayd offyces, fees, and annuyties, and stande voyde at the kinges pleasure, any acte, ordynaunce or statute to the contrary afore this tyme had or made in any wyse notwithstandyng. Prouyded that this acte extende not to no spirituall person, maister of the rolles, ne to none other officer and clerkes of the chaūcery, iustices of eyther bench, barons of the kinges escheker, and other officers and clerkes of the said places, the kynges attourneys and solicitour, and the sergeauntes of the lawe. Prouyded alway that this acte shal not extende to any person, hauyng any suche offyces of the kynges hyghnes, and beyng in his seruyce within his townes and forteresses of Berwike and Carlyle, ne to the clerke of the kynges counsell for the tyme beyng.

Cap. xix. Vpholsters.

¶ To the right worshypful commons in this present parliament assembled, sheweth vnto your discrete wysdomes the wardeyns of the felyshyppe of the crafte of vpholsters within the citie of London, that where as dyuers persons within the realme of Englande, oute of the sayde citie, maketh and doth to be made vnlawfull and falce wares and marchaundyses, to the greate rebuke and disclaunder of the sayd craft, and also great ieopardy, losse, and dysceyte to the kinges subiectes: wherfore there is no sufficient remedy purueied for so muche as the same wardeines haue no power nor auctorytie to make due serche of suche falce dysceyuable wares and marchaundyses put to sale out of the sayde citie, as they haue power and auctorytie within the same citie, as in fetherbeddes, bolsters, and pyllowes made of two maner of corrupte stuffes, that is to say, of scalded fethers and dry pulled fethers togyther, and of lockes and fethers togyther, whiche is contagyous for mannes body to lye on, and also in quyltes matresses and cusshons stuffed with horse heare, fenne downe, neates heare, and gotes heare, whiche is wrought in lyme fattes, and by the hete of mannes body the sauer and tast is so abhominable and contagyous, that many of the kynges subiectes therby ben destroyed, which dysceptfull making of the forsayd corrupt and vnlauful stuffe is to the great losse and impouerysshyng of the kynges lyege people, and also the great rebuke and dysclaunder to the sayd craft of vpholsters. Therfore it may please the kynges hyghnes, by the aduyse of the lordes spyrytual and temporal, and his commons in this present parlyament assembled, and by auctorytie of the same, to establysshe and enacte, that from hensforth no persone ne persones shal make, ordeine, vtter, ne put to sale in fayres ne in markettes within this his said realme, any fetherbeddes, bolsters, or pullowes, excepte they be stuffed with one maner of stuffe, that is to saye with dry pulled fethers, or els with clene downe alone, and with no scalded fethers nor fen downe, nor none other vnlawful corrupt stuffes, as is afore rehersed, but vtterly to be dampned for euer. Except yf any person or personnes for theyr owne proper vse in theyr houses, make or do to be made any of the forsaide corrupte & vnlauful stuffe and wares, so they bene not offred to be solde in fayres and markettes, vpon

Fether Beddes.

peyne

peyne of forfeyture. And also in lyke wyse quyltes, matresses, and cusshons be stuffed with one maner of stuffe, that is to say with clene wul or clene flockes alone, and with no such vnlauful afore reherled, vpon peyne of losse and forfeyture of all suche vnlaufull wares and marchaundyse.

Cap. xx.

¶ For certayne reasonable consyderations be it ordeyned, enacted, and establysshed, by the kynge our souerayne lorde, and by the assent of the lordes spyrytuall and temporall, and the commons in this presente parlyament assembled, and by auctoryte of the same, that yf anye woman, whiche hath had or hereafter shall haue any estate in dower, or for terme of life, or in taile iointly with her husband, or onely to her selfe or to her vse, in any manors, landes, tenementes, or other hereditamentes, of the inheritaunce or purchace of her husband, or gyuen to the saide husband and wyfe in tayle, or for terme of life, by any of the auncesters of the sayde husbande, or by any other person sealed to the vse of the sayde husbande, or of his auncesters, and haue or shall hereafter beyng sole, or with any other after taken husbande, discontynued or discontinue, alened, released, or confermed, alyene release or conferme, with warrantye, or by coutn suffred or suffre any recouer of the same agaynste them or any of them, or any other sealed to theyr vse, or to the vse of eyther of them, after the fourme aforesayde, that al such recoueres, discontinuaunces, alienations, releases, confyrmations and warrantes, so had and made, and from hens forth to be had and made, be vtterly voyd and of none effecte. And that it shal be lefful to euery person and persons, to whom the interest, title, or inheritance after the decease of the sayd women of the sayd manors, landes, and tenementes or other heredytamentes, beyng dyscontinued, alyened or suffred to be recouered after the fyrst day of December next comyng, in the fourme aforsayd, shulde appertayne, to entre into all and euery of the premysses, and peasybly to possede and enioye the same in suche maner and fourme as he or they shuld haue done, yf no suche dyscontynuaunce, warranty, nor recouery had be had nor made. And ouer this be it ordeyned and enacted by the sayd auctoryte, that if any of the sayd husbandes and women, or any other sealed, or that shal be sealed to the vse of them of the estate afore specifyed, after the sayd fyrst day of December, do make or cause to be made, or suffre any such dyscontynuance, alienations, warrantyes, or recouerye in fourme aforesayde, then it shall be lefull to the person or persons, to whom the sayd tenementes shulde or ought to belong after the decease of the said woman, to entre into the same, and them to possede and enioy, accordyng to suche tytle and interest as they shuld haue had in the same, yf the same woman had bene dead, no dyscontynuaunce nor recouerye had, as agaynste the sayde husbande durynge his lyfe, yf the sayde dyscontynuaunce, alyenation, warrantyes and recouerye be hereafter had by or agaynst the same husbandes and women durynge the couerture and espousel betwyxt them. Prouyded alwaye that the sayde women, after the decease of theyr sayd husbande, may reentre in to the manors, landes and tenementes, and them to enioy accordyng to theyr fyrst estate in the same. And ouer this be it ordeyned and enacted by the sayde auctoryte, that if the sayde women, at the tyme of suche dyscontynuaunce, alienations, recouerye, warrauntyes,

Woman couert making alienation. &c

cence not had, or els he haue suche vnfayned sycknes lettynge or dysease, that he may not in his person come to do his personall attendaunce and seruyce after the fourme aforesayde, and that duely proued, that then euery such person or persons forfeyt and lose theyr sayd offyces, fees, and annuytes, and stande voyde at the kinges pleasure, any acte, ordynaunce or statute to the contrary afore this tyme had or made in any wyse notwithstandyng. Prouyded that this acte extende not to no spirituall person, maister of the rolles, ne to none other officer and clerkes of the chaūcery, iustices of eyther bench, barons of the kinges escheker, and other officers and clerkes of the said places, the kynges attourneys and solicitour, and the sergeauntes of the lawe. Prouyded alway that this acte shal not extende to any person, hauyng any suche offyces of the kynges hyghnes, and beyng in his seruyce within his townes and forfalytes of Berwike and Carlyle, ne to the clerke of the kynges counsell for the tyme beyng.

Cap. xix. Vphoisters.

¶ To the right worshyppful commons in this present parliament assembled, sheweth vnto your discrete wysdomes the wardeyns of the felyshyppe of the crafte of vpholsters within the citie of London, that where as dyuers persons within the realme of Englande, oute of the sayde citie, maketh and doth to be made vnlawfull and falſe wares and marchaundyses, to the greate rebuke and disclaunder of the sayd craft, and also great ieopardy, losse, and dysceyte to the kinges subiectes: wherfore there is no sufficient remedy purueied for so muche as the same wardeyns haue no power nor auctoryte to make due serche of suche falſe dysceyuable wares and marchaundyses put to sale out of the sayde citie, as they haue power and auctoryte within the same citie, as in fetherbeddes, bolsters, and pyllowes made of two maner of corrupte stuffes, that is to say, of scalded fethers and dry pulled fethers togyther, and of lockes and fethers togyther, whiche is contagyous for mannes body to lye on, and also in quyltes matresses and cusshons stuffed with horse heare, fenne downe, neates heare, and gotes heare, whiche is wrought in lyme fattes, and by the hete of mannes body the sauer and tast is so abhominable and contagyous, that many of the kynges subiectes therby ben destroyed, whiche dysceytfull making of the forsayd corrupt and vnlauful stuffe is to the great losse and impouerysshyng of the kynges lyege people, and also the great rebuke and dysclaunder to the sayd craft of vpholsters. Therfore it may please the kynges hyghnes, by the aduyse of the lordes spyrytual and temporal, and his commons in this present parlyament assembled, and by auctoryte of the same, to establysshe and enacte, that from hensforth no persone ne persones shal make, ordeine, vtter, ne put to sale in fayres ne in markettes within this his said realme, any fetherbeddes, bolsters, or pillowes, except they be stuffed with one maner of stuffe, that is to saye with dry pulled fethers, or els with clene downe alone, and with no scalded fethers nor fen downe, nor none other vnlawful corrupt stuffes, as is afore reherſed, but vtterly to be dampned for euer. Except yf any person or personnes for theyr owne proper vse in theyr houses, make or do to be made any of the forsaide corrupte & vnlauful stuffe and wares, so they bene not offred to be solde in fayres and markettes, vpon

Fether Beddes.

peyne

peyne of forfeyture. And also in lyke wyse quyltes, matresses, and cussheons be stuffed with one maner of stuffe, that is to say with clene wul or clene flockes alone, and with no such vnlauful afore rehersed, vpon peyne of losse and forfeyture of all suche vnlaufull wares and marchaundyse.

Cap. xx.

¶ For certayne resonable consyderations be it ordeyned, enacted, and establysshed, by the kynge our souerayne lorde, and by the assent of the lordes spirytuall and temporall, and the commons in this presente parlyament assembled, and by auctoryte of the same, that yf anye woman, whiche hath had or hereafter shall haue any estate in dower, or for terme of life, or in taile ioyntly with her husband, or onely to her selfe or to her vse, in any manors, landes, tenementes, or other hereditamentes, of the inheritaunce or purchace of her husband, or gyuen to the saide husband and wyfe in tayle, or for terme of life, by any of the auncesters of the sayde husbande, or by any other person sealed to the vse of the sayde husbande, or of his auncesters, and haue or shall hereafter beyng sole, or with any other after taken husbande, discontynued or discontinue, alened, released, or confermed, alyene release or conferme, with warrantye, or by coutn suffred or suffre any recouer of the same agaynste them or any of them, or any other sealed to theyr vse, or to the vse of eyther of them, after the fourme aforesayde, that al such recoueres, discontinuaunces, alienations, releases, confyrmations and warrantes, so had and made, and from hensforth to be had and made, be vtterly voyd and of none effecte. And that it shal be lefful to euery person and persons, to whom the interest, title, or inheritance after the decease of the sayd women of the sayd manors, landes, and tenementes or other heredytamentes, beyng dyscontinued, alyened or suffred to be recouered after the fyrst day of December next comyng, in the fourme aforsayd, shulde appertayne, to entre into all and euery of the premysses, and peasybly to possede and enioye the same in suche maner and fourme as he or they shuld haue done, yf no suche dyscontynuaunce, warranty, nor recouery had be had nor made. And ouer this be it ordeyned and enacted by the sayd auctoryte, that if any of the sayd husbandes and women, or any other sealed, or that shal be sealed to the vse of them of the estate afore specifyed, after the sayd fyrst day of December, do make or cause to be made, or suffre any such dyscontynuance, alienations, warrantyes, or recouerye in fourme aforesayde, then it shall be lefull to the person or persons, to whom the sayd tenementes shulde or ought to belong after the decease of the said woman, to entre into the same, and them to possede and enioy, accordyng to suche tytle and interest as they shuld haue had in the same, yf the same woman had bene dead, no dyscontynuaunce nor recouerye had, as agaynste the sayde husbande durynge his lyfe, yf the sayde dyscontynuaunce, alyenation, warrantyes and recouerye be hereafter had by or agaynst the same husbandes and women durynge the couerture and espousel betwyxt them. Prouyded alwaye that the sayde women, after the decease of theyr sayd husbande, may reentre in to the manors, landes and tenementes, and them to enioy accordyng to theyr fyrst estate in the same. And ouer this be it ordeyned and enacted by the sayde auctoryte, that if the sayde women, at the tyme of suche dyscontynuaunce, alienations, recouerye, warrauntyes,

Woman couert makyng alienation, &c

tauntyes, after the sayde fyrste daye of Decembre, in fourme aforesayd to be had and made of any of the premisses, be sole, that then she shalbe barred and excluded of her tytle and interest in the same from henceforth, and that the person and persons, to whom the tytle interest and possession of the same shulde belonge after the ceake of the sayde woman, shall immedyately after the sayde dyscontynuaunce, alyenations, warrauntes and recouerees, enter into the same manors, landes, tenementes and other hereditamentes and them to possede and enioye accordynge to his or theyr tytle in the same. Prouyded also that this acte extende not to auoyde any recoueree, dyscontinuance, or warrauntye after the fourme aforesayde afore this tyme had made or suffred, but onely where the sayde husoande and woman, or eyther of them nowe beynge alyue, or anye other to theyr vse, nowe haue entrest and tytle to the sayde manors, landes tenementes or other hereditamentes alyened, dyscontynued, or suffred to be recouered after the fourme aforesayde, and therof nowe, takynge the yssues and profyttes, or anye other persionne or persionnes to theyr vse. Prouyded also that this acte extende not to anye suche recouerees, or dyscontynuaunce to be had with the heyres nexte inheritable to the sayde woman, or he or they that nexte after the deathe of the same woman shulde haue estate of enheritaunce in the same manors landes or tenementes, be assentynge or agreable to the sayde recouerees, where the same assent and agrement be of record or inrolled. Prouyded also that it shalbe lefull to euery suche woman, beyng sole or maryed, after the dethe of her fyrst husbande, to gyue, sel or make dyscontinuaunce of any suche landes terme of her lyfe onely, after the course and vse of the common lawe before the makyng of this present acte.

Recouerees.
Discontinuaunce.

Cap. xxi.

Where as periury is muche and customably vsed within the cytye of London among suche persons as passen and bene enpanelled vppon yssues joyned bytwene partye and partye in the courtes of the same citie, to the greate displeasure of almyghtye god, and also to the dysheritaunce and manyfolde wronges of the kynges subiectes, for as muche as there is impanelled in the same enquestes persionnes of lytell substaunce discretion and reputation, and also, none atteynte ne other suffycyent punysshement is for suche pertured persionnes before this tyme purueyed and ordeyned within the same citie. Therfore it maye plese the kynges hyghnes, by the aduyse and assent of the lordes spyrytuall and temporall, and the commons in this present parlyament assembled, and by auctoryte of the same to establysshe, ordeyne and enacte, that no persionne ne persionnes hereafter be impanelled summoned or sworne in anye iurye or enquestes, in courtes within the same citie, except he be of landes tenementes or goodes and catalles to the value of .xl. marke: and that no person nor persions heraftet be impanelled, somoned nor sworne in iury or enquestes in anye courte within the sayde citie, for landes or tenementes, or action persionall, wherin the dette or damages amounteth to the summe of .xl. marke or aboue, excepte he be in landes, tenementes goodes or catalles to the value of .C. marke: and the same matter and cause alledged by any of the sayde partyes by way of chalenge, and so founden, shall be admytted

Perjury.
London.
Enquest.
Challenge.

admytted and taken in euery of the same courtes as p̄incipal chalenge. And that euery suche person hereafter to be impanelled or̄ summoned to appere in any iury or̄ enquest, before any of the said iudges of the same citie, makyng defaut at the fyrst sommons lese and forfeytin yllues .xii.d. and at second defaut .ii.s. and so at euery such defaut after that, the yllues and penalties to be double and al suche yllues lefte in the mayres courte, shall be forfeyted leuied and percepued to the vse and behofe of the mayre and comynalte of the sayd citie, and all suche yllues loste in the shyreffes courte or̄ courtes shall be forfeyted leuyed and percepued to the vse of the shyreffes of the same citie for̄ the tyme beinge, towardes theyr̄ feeferm̄. And also be it enacted by lyke auctoritie, that the partye greued by anye vntrue or̄ false verdyte herafter to be giuen in any of the courtes of the sayd citie, shall and may haue and sue Atteint by byll in the hustynges of London, holden for̄ common plees before the mayre and aldermen of the same cite for̄ the tyme beyng, and therupon a p̄cept to be awarded and made by the same maire to euery alderman of the said cytie, or̄ his deputy in his absence, to p̄sent and certifye the names of .viii. indyfferent and discrete persons of good fame, and euery of them of substaunce of .C.li. or̄ more, cytezens of the same citie, dwelling in his warde, to the maire and aldermen of the sayde citie for̄ the tyme beynge at the hustynges of common plees within the same citie than next enswynge to be holden, of whiche persons so p̄sented and certyfyed the sayde mayre and .vi. aldermen or̄ mo, holdyng the same courte of hustynges, shall take name and impanell .xl viii. by theyr̄ dyscretion thoughte mooste able suffycyent and indyfferent, and the mayre and his successours mayres of the sayde citie, shall do to be sommoned the sayd .xl viii. persons, so by the sayde mayre and aldermen named and impanelled, and also the iurours of the pety iury, and the partye or̄ partyes named as tenauntes or̄ defendauntes in the sayde byll of atteynt, to appere before the maire and aldermen of the same citie at the hustinges of comen plees then nexte to be holde in the same citie, and yf the same atteynt then, or̄ any other tyme happe to remayne vntaken for̄ or̄ by defaute of iurours by chaleng or̄ otherwise, that vpon euery tales graunted, the said mayre & aldermen shal impanell the sayde persons whiche were certyfyed by the sayde aldermen or̄ theyr̄ deputies, and omytted out of the sayde panel, or̄ put therin other person or̄ persons beyng cytezens of the sayde citie, and of the substaunce of .C.li. or̄ more. And also that all the plee and plees to be alledged or̄ pleded by or̄ for̄ the tenaunt or̄ defendaunt tenauntes or̄ defendauntes, or̄ by anye of the iurours of the pety iury in the same atteinte, and tryable by any iury or̄ enquest shall be tryed within the same citie, and by the enquestes of the same, and in none other place ne countye. And that none of the sayde pety iurye, ne other partyes named in any suche byll of atteynt, shall or̄ maye haue any chalenge to thartray or̄ to any person or̄ pol therin beyng impanelled for̄ lacke of suffycyens of goodes or̄ of landes. Yuer that be it p̄ouyded and enacted, that the iudgement in any suche atteynt shall not extende to any landes or̄ tenementes, ne to other punishyment of the pety iury, ne other p̄oces to be in the same atteynt then is limytted and appoynted in this p̄sent acte, and yf the .xxiiii. noght persons

Herdyte. Atteynt.

persons of the sayd .xl.viii. persons swoꝛne in the same attemt, find that the iu-rours named in the pety iury haue made & gyuen an vntrue verdyt, that then the iudgement shall be agaynst the partye defendaunt in the same atteynt, as is vsed in atteynt sued by wꝛytte at common lawe. And furthermoꝛe the iuge-ment in the same atteynt shall be againste the pety iury, that euery of the iu-rours of the same pety iury shall foꝛfeyte and lese .xx.li. oꝛ moꝛe by the dyscre-tion of the mayꝛe and aldermen of the sayde cytie, keppnge the same hustyn-ges, oꝛ any other hustynges of common plees, to suche vse and behofe as o-ther issues and penaltyes bene foꝛfeyted and lost in any action oꝛ playnt com-menced befoꝛe the mayꝛe and aldermen of the same cittie, and his bodye to be impꝛysoned, there to remayne without bayle oꝛ maynpꝛyse. vi. monethes oꝛ lesse by the dyscretion of the maire and aldermen of the same cittie foꝛ the time beynge, and to be dysabled foꝛ euer to be swoꝛne in any iurye befoꝛe any tem-poꝛall iudge. And ouer that be it enacted by the same auctoꝛytye, that yf it be founde by the graunde iury in the same atteynte, that the petit iury haue gy-uen a trewe verdyte, that then the graunde iurye shall haue auctoꝛytie and power to enquyꝛe yf any of the pety iury toke oꝛ perceiued any summe of mo-ney, oꝛ other rewarde oꝛ pꝛomyse of money, oꝛ other rewarde of them named defendauntes oꝛ tenauntes in the same atteynt, oꝛ yf any other person oꝛ per-sons by the comaundment couyn oꝛ assent of any of them, to oꝛ foꝛ the entente of theyꝛ verdyte gyuyng, wherupon the same atteynt is grounded, and after any suche coꝛruption by the sayde graunde iury is founden, that then the iu-rour oꝛ iurours of the sayde pety iury, that is founde so defectyfe in takynge and perceyuyng any sũmes of money oꝛ other reward oꝛ pꝛomyse of reward, shall lose, foꝛfeyte, and paye to the plaintyfe oꝛ playntyfes named in the said atteynt .x. tymes the value of that summe, other rewarde so taken perceyued oꝛ pꝛomysed, in fourme aboue said, and to suffer impꝛisõment without baile oꝛ maynpꝛyse. vi. monethes oꝛ lesse by the dyscretion of the sayde mayꝛe and al-dermen, and to be dysabled foꝛ euer to be swoꝛne in any iurye befoꝛe any tem-poꝛal iudge. And ouer that be it enacted, that suche defendaunt oꝛ tenaunte, defendauntes oꝛ tenauntes in the same atteynt, shall lose, foꝛfeyte and paye to suche vse and behofe as other penaltyes ben foꝛfeyted within the same citie .x. tymes the value of that summe of money oꝛ other rewarde by him oꝛ them so gyuen to any of the sayd pety iury, and the same defendaunt oꝛ tenaunte, defendauntes oꝛ tenauntes, to be impꝛysoned, there to remayne without bayl oꝛ maynpꝛyse during. vi. monethes, oꝛ lesse by the dyscretion of the said maire and aldermen. And yf any dettes, damages, oꝛ costes be recouered in any ac-tion wherupon suche atteynt is grounded, and by the same atteynt that it be founde, that the pety iury haue gyuen a false sereꝛnt, that then foꝛ that reco-uery and restution of the same det damages and costes, the playntyf oꝛ plain-tyfes, in euery atteynt shall and may sue an action of det agaynst the same de-fendaunt oꝛ tenaunt, by wꝛyt, byl oꝛ pleynt in euerye of the kynges courtes, wherin the same defendaunt oꝛ tenaunt and euery of them, shall not be recey-ued to do his lawe. And ouer that be it enacted, that yf any playntyfe oꝛ playn-tyfes, in any suche atteynt commenced befoꝛe the sayde mayꝛe and aldermen

vpon

vpon any recoꝛde remaynyng within the ſame citie, and therin be none layde, oꝛ yf the fyꝛſt ſeriment therin be affermed, that then he oꝛ they ſhall haue impꝛyſonment, and make fyne by the diſcretion of the mayꝛe and aldermen of the ſayd citie foꝛ the tyme beyng, and that fyne to be and go to the mayꝛe and comynaltye of the ſayde citie. And yf there be two oꝛ mo playntyfes in any ſuche attеynt oꝛdeyned by this eſtatute, and any of them dye oꝛ be nonſuyte, the other by this acte ſhal be enabled to ſue foꝛ the pꝛocedinge in the ſame attеynt, and notwithſtandynge the deathe of the defendaunt oꝛ tenaunt, defendauntes oꝛ tenauntes, oꝛ any of the petye Jurye named in the ſame attеynte, ſo that there be two of the ſame petye Jurye on lyue, the ſame attеynt ſhall not abate. And alſo be it oꝛdeyned by the ſame auctoꝛytie, that yf any of the iurours of the ſayd graund Jury, impanelled and ſummoned in fourme afoꝛeſayde, at the ſommons make defaut, ſo that the attеynt remaineth to be taken foꝛ defaut of iurours, that then euery of the ſame iurours ſo makyng defaut loſe and foꝛfeyte foꝛ the fyꝛſte defaute. xl.s. and at the. ii. defaut. x. li. And at euery defaut after that. x. li. and lyke pꝛoces to be made and ſued theragaynſte the graunde Jury and the pety Jury, and the partye and partyes, as is to be made and ſued in atteint ſued at the common lawe: And that the ſame pꝛoces to be made retoꝛnable at euery huſtynges of common plees: and that the attеynt remayne not to be taken after the fyꝛſte ſummons retoꝛned foꝛ oꝛ by the defaut of the defendaunt, oꝛ tenaunt, defendauntes oꝛ tenauntes, oꝛ of any of the pety iury named in the ſame attеynte by this acte oꝛdeyned. And that the ſayde yſſues oꝛ penaltyes foꝛfeyted by any of the ſayde graunde Jury, be foꝛfeyte, leuyed and percеyued to the vſe of the mayꝛe and comynalty of the ſaid citie. And that no pꝛotection noꝛ eſſoyne be allowed in this attеynt by this act puruеyed. Pꝛouyded alway that vpon all attеyntes hereafter to be commenced within the ſayd citie, vpon any recoꝛde, wherin the tryal and enqueſt was by halfe tong, that the ſayde mayꝛe and aldermen ſhall impanel the graunde iury in the ſame atteint, the tone halfe of ſtraungers of good fame, and of the ſubſtaunce of goodes to the value of. C. li. and moꝛe inhabytynge within the ſame citie at large, and the reſidue of the ſame graunde Jury to be of lyke value and ſubſtaunce of goodes impanelled of cytezens as afoꝛeſayd. And ouer this be it enacted by the ſayde auctoꝛytie, that no acte of attеynte of the petye Jury made in this pꝛeſente parlyamente, noꝛ nothynge therin conteyned, other than this pꝛeſente acte, noꝛ none other penaltye oꝛ punyſchement in any other acte than is afoꝛe conteyned in this pꝛeſente acte, be hurtefulle noꝛ extende to any Jurye oꝛ enqueſte hereafter to be taken beforе any iudge of and within the ſame citie.

Cap. xxii
Laboꝛers.
Artifycers.

¶ Where dyuers eſtatutes beforе this tyme haue bene made and oꝛdeyned foꝛ ſeruauntes of huſbandꝛy, and alſo foꝛ laboꝛers and artyfycers, by dyuers and many royal and noble pꝛogenitours vnto our ſouerayne loꝛde the kyng nowe beynge, and in eſpeeyall a ſtatute made by the ryghte noble chriſten pꝛynce of bleſſed memoꝛy kyng Henry the. vi. vncle vnto our ſayd ſouerayne loꝛde, the. xxiii. yere of his reygne, whiche notwithſtandynge great and many defautes dailye encreaſe reſte and contynue amonge laboꝛers and artifycers

some bycause the sayde estatutes be not executed, and some bycause the remedy by the sayde estatutes is not verye perfyte, nor gyueth certayne ne hastye remedy, that dayly be their subtyll imagination in defraude of the sayd estatutes many of the kynge our soueraygne lordes subiectes ben hurte, dyscey-ued, let, and damaged in theyr buyldynge and husbandry. Be it therfore esta-blysshed, enacted, and ordeined by auctoritie of this present parlyament. Fyrst that no bayliffe of husbandry shal take for his wages by the yere aboue. xvi. s. viii. d. and for his clothyng. v. s. with mete and drynke: No chyefe hyne as a carter, or chiefe shepharde, aboue. xx. s. by the yere, and for his clothing. v. s. with mete and drynke: No common seruaunt of husbandry aboue. xvi. s. viii. d. by the yere, and for his clothynge. iiii. s. with mete and drynke. No woman seruaunte aboue. x. s. by the yere, and for her clothynge. iiii. s. with mete and drynke: No chylde within the age of. xviii. yeres, aboue. vi. s. viii. d. by the yere, and for his clothyng. iiii. s. with mete and drynke. And that no artyficer ne labourer hereafter named, take more ne greatter wages then in this estatute is lymytted, vpon the peyne assessed as well vnto the taker as to the peuer, that is to say, a fremason, mayster carpynter, roughe mason, brykleyer, mayster tyler, plummer, glasyer, kerner, nor toyner, from Ester vnto Mychel mas, euerye of these artyficers aforesayde. vi. d. by the daye without meate or drynke, and with mete and drynke. iiii. d. And fro Mychelmas vnto Ester v. d. without mete or drynke, and with mete and drynke. iii. d. And that the wages of a shyp wryght, fro the feast Candelmas to the feaste of saynt Mychell tharchangell, shall not excede the forme ensuyng, that is to say a mayster shyppcarpenter, takynge the charge of the werke, haupnge men vnder him by the daye. v. d. with meate and drynke, and without meate and drynke vii. d. An other shyppcarpenter called an hewer, by the day. iiii. d. with meate and drynke, without mete and drynke. vi. An able clyncher by the day. ii. d. with mete and drynke, and without mete and drynke. v. d. An holder by the day. iii. d. with meate and drynke, and without meate and drynke. iiii. d. A mayster calker by the day. iiii. d. with mete and drynke, and without mete and drynke. vi. d. Another mene calker by the day. iii. d. with mete and drynke, and without mete and drynke. v. d. A calker labouryng by the tyde for as long time as he may aboue the water and byneth the water, shall not excede for his wa-ges for euery tyde. iiii. d. with mete and drynke. And from the feast of Mychel mas to Candelmas the wages of a mayster shyp wryght by the day. iii. d. with mete and drynke, and without mete and drynke. vi. d. An hewar by the day. iii. d. with mete and drynke, and without mete and drynke. v. d. An able clincher by the day. ii. d. ob. with mete and drynke, and without mete and drynke. iiii. d ob. An holder by the daye. i. d. ob. with meate and drynke, and without meate and drynke iii. d. A mayster calker by the daye. iii. d. with meate and drynke, and without meate and drynke. v. d. An other meane calker by the daye. ii. d. ob. with meate and drynke, and without meate and drynke. iiii. d. ob.

Seruant of husbandry.

Be it also enacted that in suche shyres and countreys, that where it hathe be and is nowe vsed to gyue lesse wages, that in those shyres and countreys they shall so gyue: And the taker of wages be compelled accordinge as they

haue

haue lesse vsed to take, this acte notwithstandyng. And that the mayster ma-
son and maister carpenter, whiche shal take the charge of the werke, haupng
vnder any of them. vi. men, shall haue. vii. d. without mete and drynke, and. v
d. by the day with mete and drynke. And that euery person and artyficer spe-
cyfyed in this estatute, beynge not retepned in any seruyce for any werke, be
compelled to serue euery other person for suche wages as in this estatute be-
fore is lympted. And that no artyficer retepned in seruyce to werke with the
kynges hyghnes or any person, departe not from his sayde hyghnes, or from
the sayd other person, tyll suche tyme as the werke be fynyshed, accomplished
or made an ende, yf the person so retepnyng thartyficer, so long wyl haue him
and pay his wages, vpon peyne of imprysonment of any person so departing
by the space of a moneth, and to make fyne of. xx. s. Alwayes prouyded and
forseen, that yf the same artyficer be desyred vnto the kynges seruyce and
warke, that then he may lawfully departe, so that he entre and be in the kyn-
ges seruyce and werke. And it is ferther ordepned by the saide auctorite, that
euery other labourer and artyficer not afore named, shall take from Ester tyll
mychelmas, for euery daye that he so labureth, excepte the season of haruest.
iiii. d. without mete and drynke and. ii. d. with meate and drynke. And from
Wichelmas to Ester. iii. d. withoute mete or drynke, and. i. ob. with mete and
drynke. And in the sayde tyme of haruest euery mower shall take by the daye
iiii. d. with mete and drynke, and without mete and drynke. vi. d. A repar and
carter euerye of theym. iii. d. by the daye with mete and drynke, and withoute
mete and drinke. v. d. A woman labourer and other labourers euery of them. ii.
d. ob. by the daye with mete and drynke, and without mete and drynke. iiii. d.
ob. And that no artificer nor labourer worckynge by the halfe daye, take no wa
ges but for the halfe day, and nothyng for the hole daye. And yf any daylyffe
of husbandry, hyne, carter, shepeherde, common seruaunt, or chyld seruaunt
aboue specyfyed, not retepned in any seruyce or werke, refuse to serue accor-
dynge to the ordynaunce aboue specyfied: then the same person to be commit-
ted to warde by the constable, or other head offycer within the citie, towne, or Constable.
vyllage, where the partye so refusynge is at the complaynt of hym that wyll
receyue suche seruaunte, there to remayne tylle he haue founde suretye to
serue accordynge to the sayde ordynaunce. Furthermore yf anye artyficer
or labourer, beynge not retepned in any seruyce, or werke, refuse to serue after
the rate of this statute, or take greater, or more wages then therin is lympt-
ted for the same artyficers and labourers, or yf anye artyficer or labourer take
wages for the hole daye, where he werkethe but the halfe daye, that then eue-
rye artyficer and labourer offendynge anye of the foresayde artycles, forfeyte
for euery defaut, as ofte as they offende. xx. s. and they to be conuycted for e-
uery such defaut by presentment afore the iustyces of peace in the sessions ac- Iustyces of peace.
cordyng to the cõmon lawe, or by examination of the same iustyces in the sa-
me sessyons, or by examination of. ii. Justyces of the peace out of the sessions,
in any place within the shyre where they bene Justyces, and where suche de-
faute shall be made, and that the sayde forfeyture of. xx. s. be leuyed of theyr

landes, goodes, and cattalles so offendyng. And ferthermore where dyuers artificers and labourers reteyned to warke and serue, walke moche parte of the day, and deserue not theyr wages, sometyme in late commyng vnto theyr warke, erely departynge therfro, longe syttynge at theyr brekefaste at theyr dyner and nonemeate, and longe tyme of sleppynge at after none, to the losse and hurt of suche persons as the sayd artificers and labourers ben reteyned with in seruice: It is therfore established enacted and ordeyned, by auctorite aforesayd, that euery artificer and labourer be at his werke betwene the middes of the moneth of Marche, and the myddes of the moneth of September before fyue of the clocke in the morning, and that he haue but halfe an houre for his brekefaste, and an houre and a halfe for his dyner, of such tyme as he hath season for sleappynge to hym appoynted by this sayde estatute, and at suche tyme as is here appoynted, that he shal not slepe, then he to haue but one houre for his dyner, and halfe an houre for his noone meate, and that he depart not from his warke betwene the myddes of the sayd monthes of March and September, tyl betwene. viii. and. viiii. of the clocke in the euenyng, and if they or any of them offende in any of these articles, that then theyr defautes be marked by hym or his deputie, that shall paye theyr wages, and at the wekes ende theyr wages be abated for suche rate of tyme as they haue offended contrary to this estatute. And that frome the myddes of September, to the middes of Marche, euery artificer & labourer be at theyr werke in the springynge of the daye, and departe not tyll night of the same daye, and the sayde artificers and labourers slepe not by daye, but onely from the middes of the moneth of Maye, vnto the myddell of the moneth of Auguste. And also it is enacted by the sayde auctorite, that no person from henceforth gyue no more wages to any bayly of husbandry, hyne, shepeherd, or other afore named, nor to any artificer or labourer in this estatute specifyed, than in the same estatute is ymitted and assigned, vpon peyn of forfayture for euery such defaute. xl.s and that the partie soo offendynge be conuicte thereof afore the Justyces of peace, as well by presentmente in the sessions, as by examynation of two Justices of peace out of the sessions, in lyke wyse as is before rehersed of labourers and artificers. Also it is stablysshed and enacted, by the sayd auctorite, that if any artificer or labourer, reteyned in seruice with any person for buildyng or reparation, make or cause to be made any assemble, to assaute, harme or hurte any person assigned to comptroll and ouerse them in theyr warking that he or they so offendynge haue imprysonement for a yere, without letting to bayle or maynprysse, and ferther to make fyne at the kynges wyll. This acte to beginne to take effecte at saynete Gregories daye next commynge, and in the meane tyme the same to be proclaymed in euerye good citie, borough, and towne of this realme.

Ca.xxiii. Salmon wel and truely packed.

Whereat a parlyament holden at westmynster, in the. xvii. yere of the reigne of kynge Edwarde the fourth, amonge other thynges it was enacted, ordeyned, and establysshed, that noo marchaunt straunger nor denyzen, after the feaste of saynete Myghell the archaungell than next commynge, shulde sell nor put to sale any salmon by butte, barrel, halfe barrell, or any other vessell,

afore

afore it shuld be seene, but if the same butte shuld hold and conteine .lxxviiii. galons, the barrell. xlii. galons, the halfe barrell. xxi. galons, well and truly packed, vpon peyne of forfayture for euery butte, barrel and halfe barrel, so lackynge theyr sayde measure. vi. s. viii. d. Also that no suche marchaunt, beinge vnder the sayde kynges obeysaunce, after the feaste of saynct Mighell, shulde sell or put to sale any maner salmon by butte, barrel, or other vessell but if it shulde be wel and truely packed, that is to saye the great salmon by it selfe, without medlyng of any grylles or broken belyed salmon with the same: and that all small fysshe called grylles, shulde be packed by them selfe onely without any medlinge, vpon peyne of forfayture and lesynge of. vi. s. viii. d. for euery but barrel or halfe barrel contrary to the sayde acte, medled packed and put to sale. And that no suche marchaunt nor other person shuld put any hearrynge to sale by barrell, demy barrell or fyrkyn, but if the same barrell conteyne. xxvii. galons: the halfe barrell and fyrkyn after the same rate, and that the same hearrynge shulde be well, truely and iustelye layed & packed, and shulde be of one tyme takynge and saltynge, and that the same hearynge shuld be as good and as wel packed in the myddes and euery part of the same barrel and other vessels, as it shuld be at any of the endes of the same barrell and vessel, vpon peyne of forfaytynge and losyng of. iii. s. iiii. d for euery barrel, halfe barrell and fyrkyn, so lackyng theyr sayd measure, and also vpon peyne of forfaityng and losyng of. iii. s. iiii. d. for euery barrel half barrel and fyrkin of hearing contrary to the saide act, sorted, lated or packed. Also that no such marchant nor palyng man shuld sell or put to sale any eles by barrel halfe barrell or fyrken, but if the barrell conteyne. xlii. galons, the halfe barrel and firkin after the same rate, nor that any suche marchaunt nor palyng man shuld medle any galbitten storuen or pylid eles with good eles, but that the same good eles shuld be wel and iustly packed and solde by them selfe, nor shuld medle with the said good eles, nor put to sale any red eles, vpon peine of forfayture and lesing of. x. s. for euery barrel, halfe barrel and firkin so lacking theyr said measure, & vpon peine of lesing of. x. s. for euery barrel halfe barrel and fyrkin so as is aforesaid medled, and contrary to the said acte, packed or put to sale. Also that no marchant after the sayd feast, shulde sell nor put to sale any barrelled fysshe, but if the same fysshe shulde well and truely be packed, that is to say, the tayle fisshe by them selfe, & the smal fysshe, called gulles by them selfe, without any medlyng of the sayd smal fysshe with the great fysshe, and without medlynge and packynge of thokes and broken bellyed fysshe, with the sayde tayle fysshe or small fysshe, and that neyther the tayle fysshe nor smal fysshe shuld be layed double in packinge, and that euery tayle fisshe shuld conteyne in length from the bone of the fyn to the third ioynt of the tayle. xx vi. pnches at the least. And that the napes of al suche barrelled fysshe shulde be no lenger than the lyttel bone that sitteth vpon the great fyn, and that the bone of euery suche salt fysshe shoulde be taken away e vnto the nauell of the same fysshe, and that euery suche fysshe shulde be platted downe to an handfull of the tayle, vpon peyne of forfayture of lesyng of. iii. s. iiii. d. for euery barrell of fysshe, whiche frome henseforth shulde be founde packed

Hearrynge truly and iustly packed.

Paking man.

Eles well & iustly packed.

Fisshe well & truly packed.

ſozted and medled, naped, leyed double, oz not boned noz ſpletted accozdinge to the ſayde acte. And alſo in eſchewynge of the common hurtes and diſceitis aboue reherſed, the ſayde late kynge ozdeyned and enacted by the ſayde auctozitie, that all mayzes, bayliffes and gouernours of Cities, townes, boroughes, marbettes and all other places of this realme foz the tyme beinge, where they ſhulde be mayzes, baylyffes and gouernours, ſhulde haue powet and auctozitie to name and choſe a diſcrete and experte perſone oz perſonnes duely to ſerche and gauge all ſuche veſſels, as ben aboue reherſed, that they ſhuld be truely packed, and kepe theyz true meaſure and aſſiſe accozdynge to the ozdinaunce aboue ſayde, as in the fozeſayde acte therof made moze plainly appereth, and foz as moche as in the ſayde acte is no certaynte appoynted howe moche euery ſuche gauger packer and ſercher, ſhoulde take foz his labour in executynge of theyz ſayde office, they ben theyz owne iuoges, and at theyz pleaſures take foz the ſame gaugynge, packynge and ſerchyng by way of extoztion ſuch great ſummes of money as them liketh, wherby the kynges trewe ſubiectes are greatly impoueriſhed and wzonged. That it myght ther foze pleaſe the kynges hyghnes, by the aduiſe of the lozdes ſpiritual and temporall, and the commons in this preſent parlyamente aſſembled, and by auctozitie of the ſame to confirme, ratifye, and eſtablyſſhe the ſayde acte and euery thynge therin compzyſed: And ouer that by the ſame auctozitie to ozdeyne and eſtablyſſhe, that euery ſuche gauger, packer, and ſercher take noo moze foz gaugyng of a barel ſalmon, barel heaurynge, barell fyſſhe, barrell eles, halfe barel, and fyzkyn, foz euery pece ſo gauged, but a ferthynge, and foz his labour foz ſerchynge and packynge, if it be nede, of a barrell ſalmon from hed to hed. i. d. and foz his labour foz bonynge, napyng, and packing of a barrell fyſſhe, if it be nede. i. d. and foz his labour in ſerchynge and packynge of a barrell heaurynge from head to head, if it be nedeful. ii. d and foz ſerchynge and packyngt of euery barrell of eles. ii. d. and foz ſerchynge and packynge of euery halfe barrell of heaurynge from head to head. i. d. and foz euery halfe barell eles ſerchynge and packyng. i. d. and foz ſerchyng and packynge of euery fyzkyn of heaurynge, if it be nedefull. ob. And ouer that that all and euery ſuche gauger, ſercher, and packer, that myſbehauen oz offende in any thynge concernynge the ſayde offices of gauger, ſercher, and packer, contrary to this acte, and ſo pzoued befoze any of the ſayde mayzes, bailliffes oz gouernours of any citie, towne, bozoughe, market, oz any other place within his realme, where he oz they ſo be gaugers, packers, oz ſerchers, gauger, packer oz ſercher, ſhall loſe and fozfayte his ſayde office, and the ſame frome thenſefozth no lenger to enioye: any leaſe graunt oz grauntes thereof made not withſtandynge: and foz ſercher puniſhement to haue and ſuffer impzyſonement by the ſpace of. xl. days without bayle oz maynpzyſe. Pzouided alwaye that the ſayde ſercher and packer oz any of them, ſhall nothyng receiue of the ſayd fees by colour of theyz office, but onely foz ſuch buttes, barrelles, halfe barelles and fyzkyns as by them ſhall hereafter be ſufficientely ſerched and packed, and be not afoze ſufficiently packed. This pzeſent acte to begin and take effecte at the feaſte of Eaſter nexte commynge and not befoze.

Mayzes.

Gauger, packer & ſercher

The

Ca. xxiiii

Periury.

¶ The kynge our soueraygne lorde, of his moste godly and gracious dispo-
sition, callynge to his remembraunce, howe that periury in this lande is in
manyfolde causes by vnreasonable meanes detestablye vsed, to the disheryt-
aunce and great damage of many and great numbre of his subiectes wel dis
posed, and to the moste hygh displeasure of almighty god: the good statutes
agaynste all officers hauyng retorne of writtes and theyr deputies, makyng
panels partially for rewardes to them giuen agaynste vnlawfull mayntey-
nours, imbrasours and iurours, and agaynste iurours vntrewely gyuynge
theyr verdite not withstandynge. For reformation of the same by the kynge
our soueraygne lorde, and the lordes spirituall and temporall, and the com-
mons in this present parlyament assembled, and by auctoritie of the same, be
it enacted, ordeyned and establyshed, that vpon euery vntrue verdyte hereaf
ter gyuen betwixte party and party in any suitte playnte or demaunde before
iustices of recorde, where the thynge in demaunde, and verdyte therevppon
gyuen, extendeth to the value of. xl. li. and concerneth not the leperdye of
mannes lyfe, the party greued by the same verdite, shall haue a wrytte of at-
teynt agaynst euery person hereafter so gyuynge an vntrue verdite, and eue
ry of them, and agaynst the partie which shal haue iudgement vpon the same
verdite. And that in the same atteynt there shalbe awarded agaynst the petit
iury, the party, and the graund iury, summe, resumme and distresse infinite,
which graund iury shalbe of lyke numbre as the graund iury is nowe in at-
teint, and euery of them that shal passe in the same shall haue landes & tene-
mentes to the value of. xx. marke by the yere of freholde out of auncient de-
meane: & vpon the distresse, which shalbe deliuered of record vpon the same
open proclamation to be made in the court, there the distres shalbe awarded
more than .xv. daies afore the retourne of the same distres, euery such distres
shalbe made vpon the land of euery of the saide graunde iury, as in other di-
stres is and hath be vsed. And if the said party defendant, or the pety iurours
or any of them, appere not vpon the distres: then the graunde iury to be taken
agaynst them and euery of them, that shal so make defaut. And if any of the
said petit iury appere, then the partie complainant in that behalf, shal allign
the false serement of the first verdite vntruely giuen, wherunto they of the pe
tit iury shal haue none answere, if they be the same persons, and the writ, proc-
ces, returne & allignement good and lauful, except that the demandaunte or
playntife in the same atteynt, hath afore be nonsuite, or discontinued his suit
of atteint taken for the same verdyte, or hath for the same verdite in a writ of
atteint had iudgemēt against the said pety iury, but only that they made true
verdite, whiche issue shall be tryed by. xxiiii. of the sayd graund iury, and the
partie shall pleade that they gaue trewe verdite, or any other matter, whiche
shall be a sufficient barre of the sayd atteynt, and that plea not withstanding
the graunde iury to be taken without delaye, to enquyre whether the fyrste
iury gaue trewe verdit or no. And if they fynde, that the sayd pety iury gaue
an vntrue verdite, then euery of the sayde petit iury to forfayt. xx. li. wherof
the one halfe shall be to the kyng our soueraygne lorde, and the other halfe to
the partie that sueth. And ouer that euery of the said petit iury shal seuerally

Atteynt.

Barre.

make fyne and raunſome by the diſcretion of the Juſtyces, before whome the ſayde falſe ſerement ſhalbe founde, after theyr ſeuerall offences, defautes and ſufficiency of euery of the ſaide pety iury. And after that thoſe of the ſaid pety iury ſo atteynted, ſhal neuer after be of no credence, nor their othe accept in any courte. And yf ſuche plee as the party pleadeth, whiche is a barre of the ſayde attaynt, be founde or demed agaynſte hym that ſoo pleadeth, then the partie that ſo ſueth, ſhall haue iudgement to be reſtored to that he loſte, with his reaſonable coſtes and damages. Forſene alwaye that any outlaury in any action or cauſe perſonal, or excommengement, pleded or alleged in the partie playntife or demaundant, ſhall be taken but as a hoyde plee, and to that he ſhall not be put to aunſwere. And that in all the aforeſayde proceſſe ſuche daye ſhall be gyuen as in a writte of dower, and none eſſoyne or protection to lye nor to be allowed in the ſame. And if the ſayde graunde iurie appere not vpon the fyrſte diſtreſſe had agaynſte them, ſo that the iurie for theyr defaut do remayne, he that ſo maketh defaute ſhall forfayte to the kynge. xx. s. and vpon the ſeconde diſtreſſe. xl. s. and after makynge defaute for euery ſuch defaute. v. li. And lyke penalties and forfaytures to be agaynſt them and euery of theym, that ſhall be named in the Tales, as is afore expreſſed agaynſte euery of the ſayde graund iurie aforeſayde. And that for and by the deathe of the partie, or of any of the ſayde petit iury, the ſayde Atteynte ſhall not abate nor be deferred agaynſt the remenaunt, as longe as two of the ſayde petit iury be alyue. And if hereafter any falſe verdit be gyuen in any action, ſute, or demaunde, afore any Juſtice of record, of any thynge perſonall, as det treſpas and other lyke, which ſhal be vnder the value of. xl. li. that then the partie greued ſhall haue attaynt, with ſuche proceſſe and plees as is afore reherſed, and delayes to be taken away as afore is remembred: Except that in this caſe of atteynt euery perſon of the graund iury that maye diſpende. v. marke by the yere of freholde out of auncient demeane, or is worthe. C. marke, of goodes and cattalles, ſhall be able to paſſe in the ſame attaynt. And if the petit iury be atteynted, that then they ſhal in this caſe of atteynt, euery of them forfayte but. v. li. wherof the oone halfe ſhall be to the kynge, and the other halfe to the partie after the fourme afore reherſed, and ouer that to make fine and raunſome by the diſcretion of the iuſtices, as is aforeſayde. And if there be not perſones of ſuche ſufficiencie within the ſhyre, where any of the ſayde atteyntes ſhall be taken, as maye paſſe in the ſame: be it ordeyned by the auctoritie aboue ſayde, that then the Tales ſhall be awarded in the ſhyre nexte adioynynge, by the diſcretion of the iuſtices, afore whom the ſame atteyntes ſhall be taken: which ſhal be warned to appere vpon lyke peynes as is afore ſayde, and enabled to paſſe in the ſayde atteyntes, as if they were dwellynge in the ſhyre, where the ſame atteynt ſhall be taken. And that the ſame lawes, action, and remedy, ordeyned by this preſent acte, be kepte for and to al them that ſhall be greued by ſuche vntrue verdites of any inheritaunce in diſcent, reuertion, or remaynder, or of any freholde in reuertion or remaynder. And if the partie in atteynt gyuen by this acte be nonſuite, or the ſame diſcontinue, that then the partie ſo nonſuite, or ſo diſcontinuinge the ſayde atteinte, make

fyne

tyne and raunsome by the discretion of the iustices, afore whom the sayde atteynt shall be taken and dependynge. And that all atteyntes hereafter to be taken, shall be taken afore the kyng in his benche, or afore the iustices of the common place, and none in other courtes. And that Nisi prius shal be granted by discretion of the Justices vpon the distres. And euery of the sayd petit iurye maye appere and answere by attourney in the sayde atteynt. And that the moytye of the sayde forfeyture of the petyte iury shalbe leuyed to the vse of our souerayne lorde by Capias ad satisfaciendum, or Fieri fac. or elegit, or by action of dette agaynst euery person of the petyte iury so forfeytynge, and agaynst his executours and administratours, hauyng then sufficient goodes of theyr sayde testatour not admynystred: and the other moyty shall by lyke processe be leuyed to the vse of the partye that sueth anye atteynt gyuen by this acte agaynst euery of the sayd pety iury, and his executours or admynystratours, hauyng then sufficiencie of goodes, as is aforesayde, not admynystred: and the iudgement of restitution to the party greued, suynge this acte and execution of the same, to be had and lyke iudgement for the party defendaunt or tenaunt to be dyscharged of restitution, as afore this presente acte in case of a graunde atteynt hath be vsed. Be it also ordeyned and enacted by the auctoryte abouesayde, that in euery wrytte of atteynt hereafter to be taken by or vpon this acte, the whiche shall be suche as other wryttes of atteint bene, and after the Teste of that same wrytte shall be wrytten these wordes in latyn, Per statutum anno undecimo Henrici septimi editum. Be it also ordeyned and enacted by the same auctoryte, that all panelles hereafter to be retourned, whiche bene not at the sute of anye partye, that shall be made and put in afore any Justyces of gayle deliuere, or Justyces of peace in theyr open sessyons to enquyre for the kynge: shall hereafter be retourned by addytions and takynge oute of names of personnes, by dyscretion of the same Justices, before whom such panel shal be retourned, and that ỹ same iustices shal hereafter commaunde the shyryffe or his mynisters in his absence, to put other persons in the same panell by theyr dyscretions, and that panell so here after to be made, to be good and lawfull. This acte to endure onely to the nexte parlyament. Panett.

¶ The kynge our souerayne lorde well vnderstandynge the haynous and detestable periuryes daylye committed within this realme in enquestes and iuryes, taken as well betwyxte his hyghnes and other his subiectes, and party and party, as inquestes of office, to the hyghe displeasure of almighty god, and lettynge of administration of iustyce the whiche periurye groweth by vnlauful reteindours, maintenance, embrasinge, champarty, and corruption of good, as wel of the shiriffes as of other officers, notwithstanding any lawes before this tyme made for the punishment of such offenders. Wherfore the kynge our souerayne lorde, by the aduyse and assent of his lordes spyrytual and temporall, and the commons in this present parlyament assembled, and by auctoryte of the same, enacteth, establysheth, wylleth and commaundeth, that all the sayd lawes be duely put in execution. And be it ordeyned by the sayd auctorite, that the iustices of peace within this realme, in any enquestes Ca. xxv. Periury. Justyces of peace.

ſties of office before theym or any of them to be taken, admytte nor take any panelle of ſuche enqueſtes, to be returned afore theym, but yf the ſame panel be fyrſt ſene before them, and they to reſourme it by theyr diſcretion, yf cauſe be, and that euery panell otherwyſe receyued be voyde and of none effect. And ferthermore be it enacted by the ſayde auctorite, as for anye periury committed by any enqueſtes betwene the kynge and the partye or party and party, wherupon iugement is herafter giuen that the party greued, or any other that wyll complaine of any vnlawful mayntenaunce vnbrasing corruption of any officers, wherby the ſayde periury was induced, and of periury by the ſayde enqueſtes committed, maye complayne by byl to be preſented afore the iuſtice or iuſtices, by whom iugement ſhalbe giuen, whiche iuſtice or iuſtices ſhal be bounde to receyue it, ſo that the complaynant preſent the ſame byl before the ſame iuſtice or iuſtyces within .vi. dayes after the iugement giuen, and fynde ſuffycyent ſurety before the ſame iuſtyce or iuſtices by his diſcretion to be admitted, that wyll bynd them by recognyſaunce or otherwiſe in ſuche ſumme or ſummes of money, as ſhalbe lympted by the diſcretion of the ſame iuſtyce or iuſtyces, to the ſeueral parties vpon whom he ſhal complaine vpon condition that if the party complaynant preue not ſufficiently the mater of his complaint to be true: that then the ſayde complaynant to pay ſuche coſtes and damages to the ſeuerall partyes greued, and al ſuch tyme as ſhalbe conſidered and awarded by the diſcretion of the ſayde perſons, that haue power by this preſent acte to examyne the ſame. And that the ſayde iuſtyce or iuſtyces, after the reſceyte of the ſayde byll of complaynt in fourme reherſed, certyfye the ſayde byll vnder his or theyr ſeale or ſeales vnto the chauncellor of Englande for the tyme beynge, and then the ſame chauncellor ſhall cauſe by wrytte at the ſute and coſtes of the partye complaynaunt, all ſuche perſon or perſons, agaynſte whome the ſayd complaynt is ſo made, to come afore the ſame chauncellor and treſorer of Englande, the chyefe iuſtyce of eyther benche, and the clerke of the Rolles for the tyme beynge, whiche ſhall haue full power and auctorytye by this preſente acte, by theyr diſcretion, to examyne all ſuche perſonne or perſonnes apperynge before theym, of all thynges compryſed in the byll of complaynt, and to punyſſhe all and euery ſuche perſon or perſonnes, as by that examination ſhall be founde offender or offenders, as well of periury as other, after theyr diſcretion. And ouer that be it enacted, that yf the partye complaynaunte purſue not or proue not his byll of complaynt, then he to yelde to euery perſonne by hym wrongfully vexed his coſtes and damages, and make fyne to the kynge, after the diſcretion of them before whom the examination is ſo had. And it is ferder ordeyned, that this acte extende not to the aunyntyſement, neyther vndoynge of the verdyte and iugement gyuen, but that the ſayde verdyte and iugement ſtande in his ſtrengthe, to the tyme it be vndone or auoyded by wrytte of errour or attaynte, or otherwyſe, after ſuche order as the common lawe was afore the tyme of makynge of this ſtatute, this preſente acte notwithſtandynge. And ouer that be it ordeyned by the ſayde auctorytye, that yf periury be committed by proues in the kynges courte of the chauncery, or before the kinges honorable

Panell.

Mayntey-naunce.

Chauncerye.

notable counsell or elles where, that then the fore named chauncellor, vpon a bill to him putte with lyke suretye as is afore reherced, make lyke proces to call in the supposed pertured persons, afore the sayde chauncellor treserer iustices and clerke of the Rolles, and they to haue power to here and examine the sayde persons. And yf the sayde persons of the periury or other mysbehauyng before reherced, so be conuycted, that then they to be punyshed vnder lyke forme as is afore reherced. Prouided alway that this acte begyn to take his effect at the feast of the Natiuite of our lord next comming and no lenger to endure but vnto the next parliament.

Ca.xxvi. Shrryffes turne.

¶ Prayen the commons in this presente parlyament assembled, that where it was establyshed and enacted, the fyrst yere of the reygne of kyng Richard the thyrd, late in dede and not of right kynge of Englande, that no baylyffe nor other officer shulde retorne in any panell, in any shyrryffes tourne or laudday, any person but such as be of goodname and fame, and haue landes and tenementes of freholde within the same county, where they ben inhabitaunt, of the yerely value of .xx.s. at least, or elles landes and tenementes holden by the custome of the maner called copihold, within the sayd county, of the yerely value of .xvi.s. viii.d. ouer all charges at least, as in the sayd statute more playnly it appereth: And that all indytementes and presentmentes taken afore any shyrreffe in his forne otherwyse, be voide and of none effecte. By reason of whiche statute many shyrreffes of the countyes of South. Surr. and Sussex intendyng truely, haue lost the profit of many of his or their fornes, and many great myssauntes and offences not presented, nor the offendours and trespassours in the same punished, to the gret hurt of ỹ inhabitauntes of the same, for within some hundredes there, there ben not so many persones of such landes and tenementes dwellyng out of fraunchyses, and though they were of that hautour, they wold not appere for the losse of two pence or four pence at the daye of the tourne, whiche smalle amerciament is of olde tyme vsed, wherby the kinges sayd courtes, in dyuers partyes of the said counties, ben lost. In consyderation wherof it may be stablyshed and enacted, by the aduise and assent of the lordes spyritual and temporal, and the commons in this present parliamẽt assembled, and by auctorite of the same, that it shalbe leful to euery shyrryffe, of any of the sayd countyes, to impanell and summon .xxiiii lawfull men of suche inhabytauntes within the precincte of euery of his or theyr tournes, as owe sute to the same tourne or tournes, and wherof euerye of the sayd .xxiiii. men haue landes and tenementes of freholde to the yerelye value of .x.s. ouer all charges, or lande and tenementes of copphold to the yerely value of .xiii. shelynges .iiii. pence ouer all charges, within any of the sayd countyes, where suche tourne or tournes is or be, to be kepte, and so many there to appere at the day of the tourne before the sayde shiriffe, vndershiriffe or clerke, to enquyre of the artycles of the sayde tourne. And that euerye of the sayde .xxiiii. men, so beyng impanelled and summoned, not apperyng be amerced in the sayd shiriffes tourne or tournes, for not doyng of theyr suyte to the same .xii. pence. Prouyded alway that yf there be .xii. of the sayde inhabytantes so impanelled within the precynte of euery tourne appere, so that

in euery

in euery tounne there be a lawfulle iury of them swoꝛne, that then al the remenaunt of them so impanelled that make defaut, be not amerced foꝛ that defaut, but onely foꝛ theyꝛ supte, and as it was lawfully vsed afoꝛe the making of the sayde statute. And ouer that be it enacted, that after dewe and lawfull summons had of the inhabitauntes, as is afoꝛesayde, if that there appere not .xii. men in euery of the sayd shyꝛyffes tournes of the sayde inhabytauntes, hauyng landes and tenementes of the yetely value of .x.s. oꝛ .xiii.s.iiii.d. as is aboue sayde, and yf there be not .xviii. suche inhabytauntes, which may be impanelled and summoned in maner and fourme abouesaid, in any of the sayde tournes: that then it shalbe lefull to euery shiriffe, vndershyꝛiffe, clerke bailiffe oꝛ other minister, to charge and swere any other person oꝛ persons in anye of the sayde shyꝛeffes tunes, where suche none suffycyent and defaute of inhabytauntes and apparaunce is had, suche as be of good name and fame, and the best by his oꝛ theyꝛ discretion that appere befoꝛe him oꝛ theym, and none offycer noꝛ seruaunt to the sayde shyꝛyffes, vndershyꝛyffes, clerkes, baylyffes oꝛ mynysters. And that all inditementes and pꝛesentmentes, other then felony, so taken concernyng the sayde shyꝛyffes tournes, be good and effectuall notwithstandyng the sayd acte made in the fyꝛst yere of kyng Rychard afoꝛesayd. And that the shyꝛiffes vndershyꝛyffes, clerkes, noꝛ bailiffes of any of the sayde countyes, noꝛ none of them doyng accoꝛdyng to this pꝛesent act, foꝛfeyte any thyng oꝛ be in any wyse pꝛetudyced foꝛ doynge any thynge contrary to the sayde statute, made in the fyꝛst yere of the sayde kynge Rychard. And that euery shyꝛyffe, vndershiriffe, clerke, baylyffe oꝛ minister, that do contrary to this oꝛdynaunce in any poynt, foꝛfeyte the summe of .C.s. at euery tyme, that they, oꝛ any of them do the contrary of the same in any poynte of the same. Sauyng to euery person and persons theyꝛ lawful liberties and fraunchyses, and tenauntes and inhabytauntes of the same. This acte to endure vnto the next parlyament.

Ca.xxvii Fustiane.

Vpꝛayen the commons in this pꝛesent parlyamente assembled, that where as fustians bꝛought from the parties of beyond the sea, vnshoꝛne into this realme, haue be and shulde be the most pꝛofitablest clothe foꝛ doublets, and foꝛ other wearynge clothes greatly vsed amonge the common people of this realme, and lengest haue endured of any thynge that haue comen in to the same realme from the sayde partyes, as to that entente, wheꝛof the cause hathe ben, that such fustyans afoꝛe this tyme haue ben truely wꝛought and shoꝛne with the bꝛode shere, and with none other instrumente, oꝛ other dysceytfulle meane occupyed vpon the same. Nowe so it is, that dyuers persons by subtylte and vndue sleightes and meanes, haue dysceyuably ymagyned and contryued instrumentes of yrone, with the whych yrones in the most hyghest and secrete places of theyꝛ houses, they stryke and dꝛawe the sayde yrones on the sayde fustyans vnshoꝛne, by meanes wheꝛof they plucke of bothe the noppe and cotton of the same fustyans, and bꝛeke commonly both the grounde and thꝛedes in sunder, and after by crafty sleking they make the same fustyans to appere to the common people fyne hole and sounde, and also they ceyse vp the cotton of suche fustyans, and than take a lyght candell and set in the fustyan

bꝛenning

brennyng, whiche fengeth and breimeth away the cotton of the same fustian, from the one ende to the other downe to the hard threedes in stede of shering, and after that put them in colour, and so subtylly dresse them, that their false werke can not be espyed, without it be by workmen sherers of such fustians, or by the wereis of the same: And so by suche subtylties where as fustyans made in dublettes, or put to anye other use, were wonte and myghte endure the space of two yeres or more, wyl not endure nowe hole by the space of .iiii. monethes scarcely, to the greate hurte of the poore commons and seruynge men of this realme, to the great damage losse and dyscrete of the kynges true subiectes byers and wereis of such fustyan. For remedy wherof be it enacted, ordeyned, and estably shed, by the kynge our soueraigne lorde, and the lordes spyrytuall and temporall and the commons in this present parlyament assembled, and by auctorytye of the same, that none suche Irone, or instrumentes, nor any other vntrue subtyl meane or sleyght be frome henseforth vsed vppon any fustyan within this realme, but onely by the brode sheres, vpon forfeyture of .xx.s. to be leuyed, for euery defaute of euery suche person or persones hereafter offendyng and vsyng any such dyscetuable instrumentes or sleightes as is aforesayde. The one halfe of the forfeytures to be to the kynge oure soueraigne lorde, and that other halfe to him or them that wyl sue for the same forfeytures by action of det byll pleynt or informacion in any of the kynges courtes of record, where the same may be determyned after the course of the common lawe, and that the defendaunt in suche behalfe in no wyse be admytted to wage his lawe, nor that any protection or essoine be in the same alowable. And ouer this be it ordeyned by the sayde auctorytye that the maire and wardeynes of shermen of the cytye of London, for the tyme beinge, haue auctorytye to entre and serche the werkmenshyp of al maner persons occupyeng the brode shere, as well fustian as cloth, and the execution of this present act to be as wel of denizens as of forens and straungers. London.

THE kynge our ſouerygne lo7de Henry the.vii.after the conqueſte, by the grace of god kynge of Englande and of Fraunce, and lo7de of Irelande, at his parlyament holden at weſtmynſter the .xvi. daye of January, in the.xii.yere of his reygne to the honour of god and holy churche, and fo7 the common p7ofyte of the realme, by the aſſente of the lo7des ſpy7ytuall and tempo7all and the commons in the ſayde parliament aſſembled, and by auc-to7ite of the ſayd parliament, hath do to be made certaine ſtatutes and o7dey-naunces in maner and fourme folowyng.

Cap. i.

TO THE kynge our ſouerayne lo7de, p7ayen your commons in this p7eſent parlyament aſſembled, that where the common weale and p7ofyt of your inhabytauntes within your countye of No7folk, haue in time paſſed be by the due occupation of making of wo7ſtedes, ſayes, and ſtamins, whiche occupation now is lyke to decaye, fo7 as muche as the occuppers of the ſame may not haue any appr̃entyſe, but yf his father may dyſpende landes o7 rentes to the value of.xx.s. by yere: Of whiche abylite can fewe o7 none be had to be appr̃entyſe. So that fo7 lacke of appr̃entyſe, the ſayde occupation is lyke to be ſet apart, and in tyme to come to be vtterly deſtroyed, whiche ſhuld be to the loſſe of the common wele of your ſayd countie, and then pouertie ſhynge of thinhabytauntes of the ſame. That it may lyke youre highnes, of youre benygne grace, in conſyderation of the p7emyſſes, by the aſſente of youre lo7des ſpy7ytuall and tempo7all, and of the commons in this p7eſent parlyament aſſembled, and by auctho7ytye of the ſame, to enacte, o7deyne and eſtabliſſhe, that euerye perſon of the afo7eſayde occupation within your countye of No7ffolke, the whiche the.xiii. wardeynes of the ſayde occupation within your fo7eſayde county p7e-ſely choſen, ſhall enhable to kepe a p7entyſe, ſhall by this p7eſent acte be at lyberty to take and kepe at all tymes one o7 two appr̃entyſes, any perſone, o7 perſons hereafter put to the afo7eſayd occupation: So that he paſſe not two at ones at the moſte. And in lyke wyſe hereafter euery perſon ſhalbe at his lyberte, to put any appr̃entyſe to the afo7eſayde occupation, any acte o7 o7deynance afo7e made to the contrary notwithſtandyng.

Appr̃entyſe.

No7ffolke.

Cap.ii.

WHere in the laſt parlyament holden at weſtmynſter, the.xviii. day of the moneth of October, the.xi.yere of the reygne of kyng Henry the. vii. dyuers good and p7ofytable ſtatutes, as well fo7 the refo7mation of greate and heynous tyottes, as periury and other dyuers offences and myſdehauyng, were made, whiche ſtatutes haue no lengar contynuaunce to be effectuall, but to this p7eſent parlyament begunne the.xvi. day of January. the .xii.yere of the reygne of oure ſayde ſouerayngne lo7de. And fo7 as muche as the ſayde ſtatutes, fo7 ſho7tnes of tyme ſyth the makyng of them, haue not be put in execution, wherby the effecte of the ſame as yet may not be perfytly knowen. Therfo7e the kyng our ſouerayngne lo7de, by thaduyſe of the lo7des ſpy7ytuall and tempo7all, and the commons in this p7eſente parlyament aſſembled, and by auctho7ytie of the ſame, enacte, o7deyne, and ſtabliſſhe, that all ſuche actes as

Eſtimation of actes.

were

were made the sayd laste parlyament, the whiche shulde contynue but to the parliament then nert folowyng, stand good and effectuall from the making of the same, vnto the nerte parlyament to endure.

¶ For dyuers and many reasonable considerations and causes, the kynges hyghnes mouyng, and for the common welthe of the poore artificers, as free masons, carpenters, and other persons necessary, and conuenient for the reparations and buyldynges, and other labourers and seruauntes of husbandrye: Be it by aduyse of the lordes spiritual and temporal, and the commens in this present parlyament assembled, and by auctoritie of the same ordeined establysshed, and enacted, that all actes of parlyament made in the parlyament holden at westmynster, the.xuii.day of Octobre, the.xi.yere of the kyng that nowe is, touchynge onely the wages of artificers, labourers, and seruantes of husbandrye, and euery of them, be from henseforth voyde and of no force ne effecte.

Artificere.

wages.

¶ Wayen the commons in this present parlyament assembled, that where in the parlyament holden at westmynster, the. xuii. day of January, the first yere of the reigne of Rychard the thyrde, late in dede and not in tyght kynge of Englande, an acte was made concernynge the makynge and drappynge of wolen clothes, for almoche as the sayd act is in such fourme, that the clothier doynge his true dylygence can not obserue the same, without ofte and many tymes offendynge agaynst the sayde acte, in whiche be so strayte and great penaltyes and forfaytures agaynst the sayde clothyers, the auauntage and profit wherof is gyuen and lympt by the sayd acte aswell to other persons, as to the kynges hyghnes for euery defaute in the sayd acte lymitted, which the clothier can not eschewe: So that the more partie of clothyers within this realme, can ne dare vse them selfe in makyng and drapyng of wollen clothes, as they haue done in tyme paste. By reason wherof your pore subiectes, in great numbre, whiche before tyme haue had by clothe makynge theyr occupation and lyuynge, be nowe lyke to fall in great pouerte and ydelnes, wher of many great inconuenences shulde and may ensue. Wherfore be it enacted by the sayd auctoritie, that the kynge our souerayne lorde, nor any person or persones take any auauntage or profyt of any penalties of forfayture by the sayde acte, made the sayde.xxiii.day of January, gyuen, lymitted, or assygned for any clothe made or to be made, afore the begynnynge of the nerte parlyament.

Cap. iiii.
Drapyng of wollen clothes.

Clothyer.

¶ Where as afore this tyme the kynge our souerayne lorde, entendynge the common wele of his people, and to auoyde the discrete of weyghtes and mesures, long tyme vsed within this his realme, contrary to the statute of Magna carta, and of other statutes therof made by dyuerse of his noble progenitours, at his great charge and coste dyd to make weyghtes and mesures of brasse, accordyng to the olde standers therof remaynynge within his tresory. And for that, that one weyght and one measure shulde be vsed throughout all this his realme, in auoydyng of all fraude and disorde in that behalfe, it was at the laste parlyament, holden the.xiii.day of Octobre, in the.xi.yere of our sayd souerayne lordes reygne, ordeyned, that the sayde mesures and

Cap. v.
weyghtes & mesures.

weyghtes

weyghtes shulde be delyuered to the knyghtes and cytezyns of euery shyres and cyties, assembled in the same parliament, boroughes of the .v. portes, and certayne burgeyses of borough townes, surely by them to be conueyed to certayne boroughes and townes specyfied in a cedule vnto the same acte annexed, there to remayne for euer, to the intente in the same acte more largely declared: whiche weyghtes and mesures vpon more dilygent examination had syth the makynge of the sayd estatute, ben approued defectyue, and not made accordynge to the olde lawes and statutes therof ordeyned within the sayd realme. Wherfore the kynge our soueraygne lorde, by the assent of his lordes spirituall and temporall, and the commons in this present parliament assembled, and by auctorite of the same, ordeineth, establissheth, and enacteth
Bussell. that the mesure of the busshell conteyne. viii. galons of whete, and that euery galon conteyne. viii. li. of wheate of troy weight, and euery. li. conteyne. xii. vnces of troy weyght, and euery vnce conteyne. xx. sterlynges, and euery sterlyng be of the weight of .xxxii. cornes of wheate, that grewe in the myddes of the eare of the wheate, accordynge to the olde lawe of this land. And that it
Galon. pleaseth the kynges hyghnes to make a standarde of a busshell, and a galon after the sayd assyse, to remayne in his sayd tresory for euer: and from henseforthe the sayd newe bussheles and galons lately sent forthe, be not vsed nor occupyed for no mesures, but that they be sent agayne vnto the kynges recept by the feast of whitsontyde nexte commyng, at the costes and charges of the said cities, boroughes and townes, hauyng the sayd bussheles and galons in kepyng, vpon peine of .x. li. to be forfeyted to the kynge, the same bussheles and galons so sent agayne in to the kynges receypt, to be broken, and with the stuffe and metall of the same bussheles and galons, other new bussheis and galons, by thaduyse of the tresorer and vnder tresorer of England for the tyme beinge, before the feast of all saintes nexte commyng, to be made and sised accordyng to the said bussheil and galon, whiche by this present act is ordeyned to be made, and to remayne in the sayd tresory, at the costes and charges of the same cities, boroughes, and townes. And that euery citie, borowe, and towne within this realme, whiche nowe haue or shulde haue had by reason of the sayd acte made in the sayd. xi. yere, any of the sayd new bussheil or galon, do conuey and cary before the feaste of saynte Andrewe nexte commyng, into euery of the same citie, borough, and town, a bussheil and a galon newely to be made as is aforesayde, at the coste and charges of the same citie, boroughe, and towne, there to remayne: And all other bussheles, galons, and mesures, whiche be to be made after the fourme by this acte ordeyned, be marked and ordred after the forme and effect of the said act, made the said. xi. yere, and in the meane season to vse such bussheis and galons as hath ben vsed last afore the commyng downe of the said new bussheis and galons and before the makynge of the sayd statute in the said. xi. yere, and that al penalties in the first act expressed be of none effect, vnto the feast of Candelmas which shalbe in the yere of our lord god. M. CCCC. lxxxvii. and after the same feast, the same act made in the same. xi. yere, to stand in ful strength with his penalties vpon the bussheil and galons new to be made, as it shuld haue

done

done vpon the sayd newe bussheles and galons made afore the makynge of this present acte, yf this acte had not be made. And that it be ordeyned by the sayd auctorite, that after the sayd newe bussheis and galons be made accordyng to this present acte, that all other bussheis and galons of bras, remaynynge as well in the sayde tresorye as in all other places of Englande, before the feast of Christmas next coming be dampned & broken, vpon peine of .xx. li to be leuied vpon euery citie borough and towne, or any other place hauing the kepyng of the common mesures, that kepe stil any other bussheI or galon vnbroken and not dampned of brasse, than is ordeined to be made by this present act.

Cap. vi. Marchantes aduenturers.

¶ To the discrete commons in this present parliment assembled, Sheweth vnto your discrete wysdomes the marchauntes aduenturers, inhabytynge and dwellynge in dyuerse partyes of this realme of England oute of the citie of London, that where they haue their passage, resorte, course and recourse, with their goodes wares and marchaundyse in dyuerse coostes and partyes beyonde the sea, as well into Spayne, Portyngale, Brytayne, Irlande, Normandye, Fraunce, Cyuyle, Venyce, Danske, Estlande, Fryselande, and other diuerse and many places, regions and countreis being in leage & amitie with the kynge our soueraine lorde, there to bye and sell and make their exchaunges with their sayd goodes wares and marchandyses, according to the lawe and custome vsed in euery of the sayd regions and places: And there euerye person freely to vse themselfe to his moste auauntage without exaction, fyne, imposition or contrybution to be hadde or taken of them or of any of them to for or by any Englysshe person or persons. And in semblable wyse they before this tyme haue had vsed, and of ryght owen to haue and vse their free passage resorte and recourse in to the coostes of Flaunders, Holande, Seland, Brabande, and other places therto nygh adioynynge, vnder the obeysance of the archeduke of Burgoyne: In whiche places the vnyuersalle martes be commenly kept and holden .iiii. tymes in the yere to the whiche martes al Englisshmen, and dyuerse other nations in tyme past, haue vsed to resorte, there to sell and vtter the commodites of their countrees, and freely to bye agayne suche thynges as semed them mooste necessarye and expedyent, for their profyt and the weale of their countrees and partyes that they be come fro. tyle nowe of late that by the felisshyp of the marcers and other marchauntes and aduenturers dwellyng and beynge free within the citie of London, by confederacye made amonge them selfe of their incharytable and inordinate couetyse, for their singular profyt and lucre, contrary to euery Englysshmans libertie, and to the lybertye of the sayde marte there, whiche is that euerye personne, of what nation that he be of shulde haue their free lybertye, there to bye and sell and make the commutations with the wares, goodes and marchaundises at their pleasure, haue contrary to al lawe, reason, charitie, right and conscience, amonge themselfe, to the preiudyce of all englysshemen, made an ordynaunce and constitution, that is to say, that no englysheman, resortyng to the sayde marte, shall neyther bye ne sell any goodes wares or marchandyses there, exepte he fyrst compound and make fyne with the sayd felisshyp marchantes of London, London

London, and theyr sayd confederates at theyr pleasure. Upon peyne of forfayture to the sayde felyshyp marchauntes of London and to theyr confederates, of suche marchaundises, goodes, or wares so by him bought or sold there whiche kyng, imposition, and exaction, at the begynnynge whan it was fyrst taken, was demaunded by colour of fraternitie of Thomas Becket bysshop of Caunterbury, at whiche tyme the sayde kyng was but the value of an olde noble sterlynge, and so by colour of suche feyned holynes it hath be suffred to be taken for a fewe yeres passed, and afterwarde it was encreased to an. C.s. flemmysshe, and nowe it is so, that the sayde felyshyppe and marchauntes of London take of euery englyshman or ponge marchaunt beynge there at his fyrst comynge. xl. li. sterlynge for a kyng, to suffre him to bye and sell his owne proper goodes wares and marchandises that he hath there: by occasion whet of all marchauntes not beynge of the sayde felyshyp and confederacie, withdrawe them selfe from the sayde martes, wherby the wollen clothe of this realme, which is one of the greatest commodites of the same, by makyng whet of the kynges true subiectes be put in occupation, and the poore people haue most theyr lyuyng, and also other diuerse commodites of diuerse and seuerall parties of this same realme is not solde ne vttred, as it was in tyme past, but for lacke of vttraunce of the same in dyuerse partyes, where suche clothes be made, they be conueyed to London, where they be solde farre vnder the pryce that they be worthe and that they coste to the makers of the same, and at some tyme they be lent to long dayes, and the money therof at diuerse tymes neuer payed: And ouer that the commodites and marchaundyses of that partyes, which the sayd felyshyp marchantes of London and other theit confederates bryng into this land, is so sold to your sayd complaynauntes and other the kynges true subiectes, at so dere and hygh excedynge pryce, that the byer of the same can not lyue therupon: by reason wherof all the citees, townes, and boroughes of this realme in effect be fallen into great pouerte ruine and decay, and as nowe in maner they without hope of comforte or relief, and the kynges customes & subsidies, and the neuy of the land gretly decreased and mynysshed, and daylye they be lyke more to decaye, yf due reformation be not had in this behalfe. Be it therfore enacted by the kynge our souerayne lorde, by thaduyse and assent of the lordes spirituall and temporall and the cõmons in this present parliment assembled, and by auctoritie of the same, that euery englyshman, beyng the kinges true lyege man from henceforth, haue free passage, resorte, cours and recours into the sayde costes of Flaunders, Holande, Seland, Brabande and other places therto nigh adioynyng vnder the obeysaunce of the said archduke, to the martes there, hereafter to be holden, with his or theyr marchandyses, goodes and wares, there to bye and sel and make their eschaunge freely at his or their pleasure, without exaction fine imposition extorcion, or contribution, to be had, leuyed, taken, or perceyued of them or of any of them forre or by any englysshe person or persons to his or theyr owne vse, or to the vse of the said fraternitie or felyshyp, or of any other lyke except onely. x. marke sterlynge, and that no person englysshe as is afore reherced hereafter take to his owne vse or to thuse of the said fraternite or felishyp ther

of

of any other englyſſhe perſon, of what eſtate, degre or condition that he be of ſo alway that he be the kynge our ſouerayne lordes true lyege man, any tyne, eraction, impoſition, or contribution for his lyberte or fredom to bye and ſell goodes, wares, or marchaundyſes, in or at any of the ſayd maſtes more or aboue the ſayde ſome of .x. marke ſterlynge onely, vpon payne of forfeture, to our ſouerayne lord for euery tyme that he dothe the contrary of this act .xx.li. and alſo to forfeyt to the partyes ſo greued in this behalfe .x. tymes ſo muche as the contrary to this preſent acte taketh of him. And that the parties ſo greued ſhall haue in this behalfe an action of det for the ſayde forfeyture .x. tymes in any of the kynges courtes, within this realme, by writte, byl, playnt or enformation, and ſuche proceſſe to be made in the ſame, as is or ought to be made in or vpon an action of det at common lawe, and the tryall therof to be had in ſuche ſhyre, citie or place, where the ſaide action is commenced or ſued, and that the defendaunt in any action be not admitted to wage his lawe, nor none eſſoyne nor protection be for ſuche defendaunt admytted or allowed in that behalfe.

Cap. vii.

Murdre prepenſed.

¶ Where abhominable and wylfull purpenſed murdres, by the lawes of god and of natural reſon forboden, are tobe eſchewed, yet not the leſſe many and dyuerſe deteſtable and deteſtable perſons, lackyng grace, wilfully commyt murdre, to the hyghe diſpleaſure of god, and contrary to all the lawes aboueſayd, and moſt ouer againſt theyr natural and obliged duty, wylfully commit purpenſed murdre, in ſleyng theyr mayſter, or theyr immediat ſouerayne, vnder whom he or they be or owe obedience, in truſt to eſchewe the parell and execution of the lawe by the benefyte of theyr clergye: In hope wherof of late one James Grame, late of london yoman, wylfully aſſented and purpenſed the murdre of one Rychard Tracy gentylman, then his mayſter, by him and his purpenſed aſſent, the xix. daye of February laſt paſt at Hyent wood in the county of Eſſex, murdred and ſlayne, to the ryght perillous enſample of other vyll diſpoſed. Wherfore in auoydyng of lyke myſcheues to eſchewe, by the aſſente of the lordes ſpirituall and temporall and the commons in this preſente parlyament aſſembled, and by auctorytie of the ſame, be it enacted, that the ſayd James Grame, for the murdre of the ſayd Richard Tracy his late mayſter, be atteynted of the ſayde murdre as felon that hath offended in pety treſon, and that the ſame James for the ſame murdre ſhall be drawen and hanged in ſuche maner and fourme, as by the lawe of this lande hath ben vſed in ſuche cauſes, as perſons beyng no clerkes, doyng lyke murdre, haue or ought to be punyſhed, any priuilege of his clergy, nor his demaunde of the ſame not withſtandyng. Alſo be it ordeyned by the ſaid auctorytie, that yf any lay perſon hereafter purpenſedly murdre theyr lorde, mayſter or ſouerayne immedyate, that they hereafter be not admytted to theyr clergye, and after conuiction or atteynder of any ſuche perſon, ſo hereafter offendynge had after the courſe of the lawe, that the ſame perſone be put in execution as thoughe he were no clerke

Priuilege of clergy.

HEnricus dei gracia Rex Anglie et Francie, et dominus Hibernie, vicecomiti Essex salutem. Precipimus tibi firmiter iniungentes, quod in singulis locis infra balliuam tuam, tam infra libertates quam extra, ubi magis expedient⁹ videris, publicas proclamationes quorundam statutorum & ordinationum in ultimo parliamento nostro, auctoritate eiusdem parliamenti editorū, fieri facias in forma sequenti.

The kynge oure souerayne lorde Henry the.viii. after the conquest by the grace of god kyng of Englande and of Fraunce, and lorde of Irlande, at his parliament holden at westminster the.xv. day of Januarye, in the.xix. yere of his moste noble reyne to the honour of god & holy churche, and for the common weale and profyt of this his realme, by the assent of the lordes spirytual and temporal, and the commons in this present parliament assembled, and by auctorite of the same, hath do to be ordeyned made and enacted certaine statutes and ordinaunces in maner and fourme folowyng.

Cap. i.

Attendance on the kyng in warre.

WHere in the parlyament holden at westmynster the.xi. yere of the kyng oure souerayne lordes reme, for good and reasonable consideracions in an act of the said parliament conteyned, it was ordeyned by the same, that euery person and persons, beynge within this realme of Englande or Wales, hauing offices, fees or annuytees of the kinges gyftes and graunces, and dyd not gyue theyr attendaunce vpon the kynges byghnes, when he shulde fortune to go in warres in his person, in theyr persons, as they, duety byndeth them in that behalfe, that then they and euery of them, makyng therof defaut, the kinges spirytual lycence not had, or els the sayde person or persons hauynge suche vnfeyned sykenes, letting, or disease, that he or they after due proffe of the same, shulde forfeyte and lese theyr sayde offices fees and annuytees, and the same to stande voyde at the kynges plealure, as in the same acte more at large it is conteyned. And for as muche as dyuers and many persones, hauynge of the kynges gyftes and graunces many honours, lordshyps, castels, maners, landes tenementes and other possessyons and hereditamentes, by reason whereof they are more bounde to gyue theyr attendaunce vpon the kynges moofte royall person in his sayde warres, than other reteyned persons hauynge but fees offices, and annuytees for terme of lyfe, as well for defence of his moost noble person, as for the defence of this his realme, whyche was at the tyme by ouersyght omytted and lefte oute of the sayde acte. Be it therfore enacted ordeyned and stablyssshed, by the aduyse of the lordes spirytual and temporal in this present parliament assembled, and by auctorite of the same, that euery person or persons, hauyng or occupyeng, or that hereafter shall haue or occuppe any honours, castelles, lordshyppes, manors, landes, tenementes, and other possessions and hereditamentes, by reason and vertue of the letters patentes of the kynge our souerayne lorde that nowe is, nowe gyuen, graunted, and made, or hereafter to be gyuen, graunted, or made, by oure sayde souerayne lord, and gyue not theyr dayly attendaunce in theyr persons vpon his byghnesse, when he shall fortune to go in warres within this his realme, or elles for

for any vrgent or any other reasonable causes in his person, for the honoure or suertye of the same his personne and the defence of this his realme, and agaynst his enemyes and rebelles within the same realme or without, for the represse and subduynge of them and theyr malycyous purpose, and well and truely accordynge to the duety of theyr allegyaunce to serue the kyng in his sayde iourney and vyage, and to gyue theyr attendaunce vpon his grace in the same. And not for to departe without his specyall lycence in wrytynge vnder the kynges sygne manuell or sygnet, or vnder his great seale, or prvye seale, or elles vntylle after the generall proclamation be made, that they shal departe or elles the sayde persone or personnes, hauynge suche vnfeined sykenesses, lettynge, or dysease, that he or they maye not in theyr personnes come to do theyr personalle attendaunce and seruyce, and that duely proued, that than all suche letters patentes, gyftes and grauntes and al thynges in them conteyned be vtterlye frome thens forth adnulled voyde and of none effecte, and at the kynges pleasure. Prouyded that all suche personnes so gyuynge attendaunce, shall haue the kynges wages from the tyme of commyng from his house towarde the kynge, when they come to the kyng and from the kyng home agayne at the tyme of theyr departynge, after the rate of. xx. myles for a daye, and whyle they be with the kynges grace to haue also the kinges wages. Prouyded alwaye that this acte extende not to no spyrytuall personne nor to the mayster of the Rolles, nor to none other officer, and clerkes of the chauncerye, iustyce of eyther benches, barons of the kynges eschecker, and other officers and clerkes of the sayde places, the kynges attourney and solicitours and the sergeauntes at lawe, nor to the clerke of the kynges counsels for the tyme beynge, nor to anye persone beynge within the age of. xxi. yeres, nor to any graunt or patent of any ward, or ydiote, or custody of the same, nor to no heyres females, inheryted by reason of any suche grauntes. Prouyded also that it extend not to any patentes, nor landes or tenementes comprysed in the same, the which patentes make mencion, that any graunte, is made by the kyng of suche landes of retinue, summe or summes of money conteined in the same letters patentes.

Letters patentes.
wages for warfare.
warde.
Ydiote.

Capi. ii.

Bowstaues.

Custome.

Please it your highnes, for as muche as by longe tyme past fewe sufficyent bowstaues haue bene brought into this your realme, for scarcenesse wher of as well the artyllerye of the same is almooste decayed, as is the facoultye of bowers almooste destroyed. Notwythstandynge many good statutes heretofore made for bryngyng of bowstaues into this your realme, that to gyue corage to marchantes to bryng into this your realme in tyme comming good bowstaues more plenteously to the encrease of archers, and of the artyllerye of the same, then they haue bene accustomed to brynge in tymes past. That it may plese your sayd highnes, of your most specyal and habundant grace, by the aduyse and assent of your lordes spyrytuall and temporall, and of the said commons in this parlyament assembled, and by auctoritye of the same, that it may be ordeyned establysshed and enacted, that no custom be payed after the makynge of this acte, for any sufficyent bowstaffe or bowstaues conteynyng the lengthe of syxe fote and an halfe or aboue, that shall be brought into this

your realme by any marchaunte straungers or other, betwene this and the nexte parlyament, But that all maner marchauntes, for bryngyng into this your realme of any sufficient bowstaues, of the length of sext fote and a halfe or aboue, be dyscharged of all customes for the same bowstaues, durynge the sayde tyme.

Capi. iii. ¶ The kyng our soueraine lorde remembrynge, that at his parlyament holden at Westmynster the. xiiii. day of Octobre, in the. xi. yere of his reygne, amonge other thynges it was ordeyned and enacted, that vpon euery vntrue

Verdite. verdyt to be gyuen within this his realme betwene party and partye, in any sute, playnt or demaunde before iustyces of record, where the thynges, in demaunde extendeth to the value of. xl. pounde, not concernyng the iopardy of

Attcynt. mannes lyfe, the partye greued by the sayde vntrue verdyt, shall haue a wryt of attcynt agaynst euery person, gyuyng an vntrue verdyte, and agaynst the partie whiche hath iudgement vpon the same, whiche good statute than was made to endure vnto the parlyament then nexte folowyng, as in the same statute playnely appereth, and that at the nexte parlyament holden at Westmynster the. xvi. day of January, in the. xii. yere of his reygne, the same good statute was ordeyned to contynue vnto the fyrst day of this present parlyament, begon the. xxv. daye of Januarye. And for as muche as the same statute is muche necessary to be contynued, for the punishement of the horryble vyce of

periury. periury. Therfore our sayde souerayne lorde willeth, by the aduyse of the lordes spyrytuall and temporall, with the assent of the commons in this present parlyament assembled, and by auctorytie of the same, it be ordeyned and enacted, that the sayde good and necessary statute and euery thyng therin conteyned, be and stande good and effectuall for to contynue and endure vnto the nexte parlyament.

Capi. iiii. ¶ The kynge our souerayne lorde consyderynge ryghte well, that in tyme of his mooste noble progenytours shotynge in longe bowes hathe be muche vsed in this his realme, wherby honour and victory hath ben gotten agaynst vtwarde enemyes, and the realme greatley defended, and muche the more dredde amonge all chrysten prynces by reason of the same: whiche shotynge is nowe greatly decayed in this realme, for as muche as nowe of late the kynges subiectes of the same greatly delyte them selfe and take pleasure in vsyng of crosbowes, wherby greate destruction of the kynges deere as well in forestes chases as in parkes, dayly is had and done: and shotyng in longe bowes lytyll or nothynge vsed, and lykely in shorte space to be loste and vtterlye decayed, to the greate hurte and enfeblynge of this realme, and to the comforte of our outwarde enemyes, yf remedy be not therfore in dewe tyme purueyed. Wherfore our sayde souerayne lorde the kynge, wyllynge that his subiectes in this his realme shall vse theyr longe bowes after the lawdable custome vsed in tyme of his mooste noble progenitours, to the great honour strengthe and defence of this his realme, by the aduyse of his lordes spyrytual and temporal, and the cõmons in this his present parlyament assembled, and by auctorytie of the same, hath ordeined and enacted, that after the feast of Ester next commyng no person within this realme, without the kynges speeyal lycence

Crosbowes.

Shotyng in long bowes.

vnder

vnder his placarde, ſygnet and ſealed with his p̄yuy ſeale o̅r ſygnet, ſhall occupie o̅r ſhote in any croſbowe (but if he ſhote out of an houſe fo̅r the lawfull defence of the ſame. Excepte he be a lo̅rde, o̅r that he o̅r other perſons to his vſe haue landes and tenementes of freholde to the yerely value of two hundꝛed marke ouer all charges, vpon the peyne fo̅r to fo̅rfayt the ſame croſbowe, with all the apparall that therto belongeth, to any perſon that wyll ſeaſe and take the ſame. And that it ſhall be lefull vnto any perſon, that ſeeth any other perſon ſhotyng in any croſbowe, contrary to this o̅rdynance, to ſeaſe the ſame croſbowe, with all the appareyll therto belongynge, to they̅r owne vſe, ſo that he that ſo ſhall ſeaſe any ſuche croſbowe at the nexte aſſiſes o̅r ſeſſyons of the peace, gyue openly euydence agaynſt hym that ſo ſhoteth. And that the iuſtyces of aſſyſe, and iuſtyce of the peace at they̅r ſeſſyons by auctoꝛitie to enquyꝛe if any perſon o̅r perſons do contrary to the o̅rdynaunces of this eſtatute. And if it be pꝛeſented by verdyt of .xii. men beſoꝛe the Juſtyce of aſſyſe o̅r Juſtyces of the peace in they̅r ſeſſyons, that any perſone o̅r perſons haue done contrary to the ſayde o̅rdynaunces, than lyke pꝛoceſſe ſhall be made thervpon, as ſhalbe made vpon an endytement of ryot o̅r treſpas: and ſuche perſon o̅r perſons as ſhall be therof conuycted, ſhall fo̅rfeyte to the kyng fo̅r euery day ſo vſyng his croſbowe contrary to this pꝛeſent act .xl. s. by fo̅rce of this ſtatute: And if that conuyction be not had by reaſon of the gyuynge of euydence of any perſon ſealynge any croſbowe in fourme afo̅rſayde, than the Juſtyces ſhall awarde to the ſame perſone ſo gyuynge euidence .x.s. of the ſame .xl.s. by they̅r diſcretion, to be leuied by Fieri facias at the ſuite of the ſame partie o̅rels to be payed whan the reſidue of the ſame xl.s. ſhalbe payed to the kynge. And if any of the ſayd lo̅rde o̅r perſons, hauyng landes o̅r tenementes to the value of .CC. marke, ſuffer any of their ſeruauntes to ſhote with their croſbowe, otherwiſe than to aſſay his lo̅rd o̅r may ſters bowe, o̅r to vnbend the ſame, than that lo̅rde o̅r perſon fromhenſfo̅rth to leſe they̅r lybertie of vſynge of any croſbowe, and fo̅rthwith ſhall diſcharge the ſeruaunt out of his ſeruyce, o̅rels they to fo̅rfayt .x. li. fo̅r euery tyme that he ſhoteth in a croſbowe.

Cap. v. Coyne.

¶ The kynge our ſoueraygne lo̅rde ſeynge euedently, that his coyne, and ſpecially of ſyluer, is ſo̅re empayred, aſwell by clippynge therof as by counterfeytynge of the ſame, and by bꝛingynge in to this his realme of the coyne of Irelande, by occaſion wherof gꝛeat rumour and barpaunce dayely encreaſeth among his ſubiectes, fo̅r takyng and refuſynge of the ſame, fo̅r ceaſynge and patifieng wherof, and fo̅r the vniuerſall wele of this his realme, by the aduyſe and aſſent of his lo̅rdes ſpirituall and tempo̅rall, and the commons in this his parlyament aſſembled, and by auctoꝛitie of the ſame, hath o̅rdeyned eſtablyſſhed and enacted, that all maner of golde of the coynes of a ſoueraygne, halfe ſoueraygne, ryall, halfe ryall, and the fourth parte of a ryall, the aungell, halfe aungell, and euery of them, beynge golde, hole and weyght, ſhall go and be curraunt in payment thꝛugh all this his realme fo̅r the ſumme that they were coyned fo̅r: And alſo as well all maner grotes of engly ſſhe coyne, and of the coyne of other landes nowe curraunt in this re-

Golde.

Grotes.

alme

Money. alme fo3 grotes, o3 fo3.iiii.d. beynge ſyluer, and not clypped mynyſſhed o3 otherwyſe empayred, excepte reaſonable werynge, all be it they be cracked, as all maner of halfe grotes o3 pens of. ii.d. of engliſh coyne o3 of the coyne of other landes, nowe curraunt in this realme fo3 halfe grotes o3.ii.d. not clipped mynyſſhed o3 otherwyſe empayred beynge ſyluer, how be it they be cracked, ſhall in lyke wyſe go and be curraunt thzoughe all the ſame realme, fo3 the ſumme as they were coyned fo3. And ouer that that al maner of pens beynge ſyluer, and haupnge the p3ynt of the kynges coyne, ſhall haue courſe and be curraunt fo3 payment, aſwell to vs in all our receptes, as to all our receyuours, and to all other lo3des ſpirituall and tempo3all, and all their receyuours, and to all other within this our realme, without any maner refuſe o3 contradyction, excepte onely pens berynge dyuers ſpurres, o3 the mullet betwixte the barres of the croſſe, and thoſe pens ſo berynge the p3ynt of the ſpo3e o3 the mullet, to haue courſe fo3 half.d. and not aboue. And if any perſon hereafter refuſe any coyne afo3e reherſed, to take it in payment after the effect of the tenour of this acte. he that ſo refuſeth it ſhalbe compelled by the may3e, ſhy3ffe, bayliffe, conſtable o3 chiefe officer o3 gouernour of the towne o3 place where any ſuche payment ſhalbe refuſed, to except and take the ſaid payment, and ferthermo3e to be imp3iſoned, o3 otherwyſe punyſſhed by the diſcretion of the ſayd may3e. ſhy3ffe. bayliffe. conſtable o3 other chyefe offycer o3 gouernour afo3e reherſed. And if the ſayd ſherayffe, bayliffe, conſtable, o3 other chyefe offycer o3 gouernour, refuſe to take any ſuche coyne in payment, as it is aboue reherſed, that than he ſo refuſynge the ſayd payment, to be compelled by the Juſtyce of the peace of the ſame countie, where ſuch paiment ſhall be ſo refuſed. to accept and take the ſayd payment, and he ſo refuſynge the ſame, to be ferther punyſſhed fo3 the ſayde refuſynge by the diſcretion of the ſame Juſtyce. And alſo it is o3deyned by the ſayde auctoritie, that all maner of grotes and halfe grotes, o3 pens of. ii. pens, aſwel engliſh coyne as coyne of other landes, clypped, mynyſſhed, o3 otherwiſe empayred, excepte reſonable werynge, ſhall not go no3 be in any wyſe curraunt fo3 the payment within this realme, but vtterly to be refuſed and fo3ſaken in payment from henſfo3th: and that notwithſtandyng it ſhalbe lefull to any perſon, haupnge any ſuche grotes o3 pens of two pens clypped o3 mynyſſhed, to b3ynge the ſame to the kynges mynt, there to be chaunged after the cuſtome
Mynt. of the ſame mynt, o3 conuerte the ſame in to plate bullyon o3 otherwyſe ſell o3 employ it to his moſt p3ofit and auauntage within this realme, any other act o3 actes to the contrary in any wiſe not withſtanding. And in eſchewyng and auoydynge of ſuche clypppynge in tyme to come, the kynge our ſouereaigne lo3d, by thaduyſe of his counſel hath cauſed to be made new coynes of grotes and pens of two pens, and that euery pece of the ſame coynes ſhal haue a cercle aboute the vtter parte therof. And alſo that all maner of golde hereafter to be coined within this his realme, ſhal haue the hole ſcrypture about euery pece of the ſame gold, without lackyng of any part therof, to the entent that his ſubiectes hereafter may haue perfyt knowlege by the cercle o3 ſcripture, whan the ſame coynes be clypped o3 appayred. And alſo it is enacted by the

ſayd

sayd auctoritie, that if the warden and controller of the kynges mynt, hereafter duely execute not their office in ferchynge the same coyne, and be that it be made perfyt in fourme as is aforesayd, before that it passe from the mynt: that than the same warden and controller shall forfeyt their sayd office, and make fyne for the same at the kynges pleasure. Moreouer it is enacted by the sayde auctoritie, that no maner of person shall carye, nor conuey nor cause to be caryed out of this realme, any bullion plate or coyne of golde or syluer to Irelande, ouer and aboue the summe of. vi. s. viii. d. nor conuey any suche bullion plate or coyne in to any ship bote or other vessels vpō peine to forfayt the sayd bullyon plate or coyne, and to haue imprysonment, and make fyne and raunsom at the kinges will. And in like wise that no maner of person bring nor conuey, nor cause to be brought nor conueyed any maner of coyne of gold or syluer aboue the summe of. iii. s. iiii. d. of the coyne of Irelande in to this realme, vpon peyne of forfeyture of all the same coyne aboue the sayd summe of. iii. s. iiii. d. so brought in to this realme, and to haue imprysonment and make fyne and raunsome at the kynges will. And that it shalbe lawfull for euery of the kynges subiectes to take and seale all suche money of the coyne of Irelande hereafter to be brought or conueyed into this realme, ouer and aboue the sayde summe of. iii. s. iiii. d. and to bryng it to the kynges mynte, there to leue the same to the kynges vse. And euery person that so shal bringe any such Irysshe money to the said mynt, shal haue the value of the one halfe of all suche Irysshe money by hym so brought to the saide mynt, at the same tyme delyuered to hym to his owne vse, by the mayster of the mynte for the tyme beynge.

warden of the mynt.

Cap. vi.

Penterers, Brasyers.

I Humbly and lamentably shewen and complaine vnto your moste habundaunt grace, your humble subiectes the pewterers and brasyers of your citie of London and Yorke, and of al other places of this your realm, That where many symple and euyll disposed persons of this your realme of England, vsynge the sayde craftes, daily go about this your realme from village from towne and from house to house, as wel in woodes and forestes, as in other places, to bye pewter and brasse, and that knowynge theues and other pyckers that stele as well pewter and brasse belongynge to your highnes, and vnder your marke, and to the lordes spirituall and temporall, as to other your subiectes of this your realme, bringe suche stolen vesselles vnto them in suche hyd places to sell, and sell it for lyttell or nought, and about they bringe it in to priuy places, or into corners of cities, or townes, and there sell moch part of it to straungers, which cary it ouer the sea by stelthe. Also the sayd persons so goynge about, and dyuers other vsyng the sayd craftes, vse to make new vesselles, and to myxe good metal and bad togyder, and make it nought, and sel it for good stuffe, wherof in dede the stuffe and metal therof is not worthe the fourthe parte that it is solde for, to the great hurte, disceypte, and losse of your subiectes. Also dyuerse persons vsynge the sayd craftes, haue disceiuable and vntrue beames and scales, that one of them wolde stande euen with xu. pound weyght at one ende, against a quarter of a pound at the other ende to the syngular profit of them selfe, and to great discept and losse of your subiectes

Marchen of the mynt.

ters byers and sellers with them. For reformation of the premisses it wold please your highnes, of your most habundaunt grace, with the assyse of the lordes spyrituall and temporall, and the commons in this present parliament assembled, and by auctorite of the same to enacte and establisshe, that no person or persons, bying the said craftes of pewterers and brasiers, from henceforth shall sell or chaunge any pewter or brasse newe or olde at any place within your realme, but onely in open faires or markettes, or in their dwelling howses, but if they be delyred by the said byers of such ware upon peine of forfayture to our soueraigne lorde the kyng in euery such behaue. x li. Also that by the same auctorite it may be enacted and establisshed, that no person ne persons, of what condition or degree so euer he or they be from henceforth within the said cities of London and Yorke, or without either, cast or worke any pewter vessell or brasse in any place or places within this your realme, but that it be as good fyne metall as is the pewter and brasse caste and wrought after the perfyt goodnes of the same within the citie of London, and by the statutes of the same owe to be, upon peine of forfeiture of all such pewter and brasse so cast and wrought, or worke pewter or brasse than ought to be brought in the same cities, the one halfe of euery such forfeyture to be to the vse of your highnes, and the other halfe to the vse of the fynders thereof. Prouyded alwaye that this forfeyture in no wyse stretche ne extende to brasse or pewter, beyng in the possession of any person, other than the workers of the same, or suche as haue the same to sell, or beyng of the craftes or mysteries. Also that it may by the same auctorite be enacted and establisshed, that no maner person or persons, of what degre or condition soeuer he or they be, from henceforthe make no bolowe wares of pewter, that is to say, salters and pottes that are made of pewter called ley mettall, but that it may be after the assyse of pewter ley mettall wrought within the cytie of London: And that the makers of suche wares shall marke the same wares with seuerall markes of their owne, to the entent that the makers of suche wares shall knowe the same wares by them (as is aboue sayde) to be wrought. And that all and euery of suche wares, not sufficiently made and wrought, and not marked in fourme aboue sayd, found in the possession of the same maker or seller, to be forfeyted. And if the same ware be solde, the sayd maker to forfeyte the value of the same ware so vnlawfully wrought and solde, the one halfe of the sayde wares or the value therof, to be to the vse of your highnesse, and the other halfe to be to the vse of the fynder or fynders or serchers therof. Also that it may by the same auctorite, be enacted and establisshed, that if any person or persons hereafter bynge byenge and sellynge of pewter or brasse, that hereafter occuppe any vnsufficyent or false beames or weyghtes of the sayde wares, that euery suche persone or persones, bynge or occuppeng suche vnsufficyent and vntrue beames or weyghtes, to forfeyte.xx.s. the one halfe to the kynge, and the other halfe to the partye that therfore shall sue, by actyon of dette: And that in the sayde actyon no protectyon nor essoyne shall be allowed, and also the sayde partye so offendynge, shall forfeyte

London.

Cap. vi.

weyghtes.

forfeyte his beames to hym that shall sease it. And if the sayde offender or offenders be not sufficient, to pay the sayd summe or summes by them so forfaited, that than it shalbe lawfull to the mayres baylyffes or other hed officers of such place or places, where any suche offender or offenders shalbe founde, to put them in the stockes, and them so to kepe tyll the nexte market day next adioynynge, and in the market place to put them on the pyllorye all the market tyme. And forthermore that it be lawfull by the sayde auctorite, that the maister and wardens of the sayde crafte of pewterers, within euery citie and borough of this realme where such wardens are, and where no suche wardens are, the hed officers or gouernours of the same citie or bourghe, to appoynt a certayne person and most experte in knowlege of the same, to make serche within the sayd cities or bourghes where they dwel. And ouer this the Justices of peace within euery shire, at the general sessions holde at Mighel mas, shall assigne and appoynt two certayn persons, hauing experience therin to make serche in the premisses in euery part of that shire, aswel within the fraunchise as without, sauynge in cities or bourghes where serchers be appointed by the heades and gouernours of the same: And that of all such vnlawfull pewter or brasse, as the sayd serchers shall fynd, the one halfe to the vse of our grace, and the other halfe to the sayd serchers. And that in the defaute of the sayd maisters and wardens of the said occupations, not serching in fourme as is aforesaid, and wherby that any such vnlawful metall is cast or made, or vnlawfull weightes vsed: it shalbe lawfull to any person or persons, haynge sufficyent cunnyng and knowlege in the sayde occupatyons, by ouerslyght of the mayres, baylyffes, and hed officers of the sayd cities and boroughes, to serche al the said places and to put the sayd auctorite and act in execution in fourme aforesayd. Prouyded alway that this present act contynue and endure to the next parlyament, and no lenger.

Justyces of peace.

¶ Prayen the commons in this present parlyament assembled, that where in a parlyament holden at Westmynster, the .xv. yere of the raygne of the blessed kynge Henry the .vi. for that that maister wardens and people of guyldes fraternytes and of other companyes corporate, dwellyng in dyuers parties of the realme, often times by colour of rule and gouernance to them graunted and confirmed by charters and letters patentes of dyuers kynges, made among them selfe many vnlawfull and vnreasonable ordinaunces, aswell in pryses of wares as other thynges for theyr owne singular profit, and to the common hurte and damage of the people: It was enacted, that there shulde from henceforth no such mayster, wardens, nor companies, make nor vse none ordynaunce in disherytaunce or dimynution of the prerogatiue of the kynge, nor of other, nor agaynst the cõmon profit of the people, nor none other ordynaunce of charge, but if it were firste discussed and proued by good and reasonable aduyse by the iustyces of peace, or the chyefe gouernours of cyties, and before them entred of recorde, and that vpon peyne to lese and forfayte the force and theffect of al the articles in theyr said letters patentes and charters conteyned concernynge the same, and ouer that to lose and pay .x.li. to the kyng for euery ordynaunce that any of them made, or vse to the contrary of

Cap. vii. wardeyns of fraternities & companies.

Ordinances

this

this ordynaunce, The same ordynaunce to endure at the kynges pleasure, as in the same act it appereth, which act is now expired, and syth the expiring of the same, diuers and many ordinaunces haue ben made, by many and diuers pryuate bodyes corporate within cities, townes, and boroughes, contrary to the kynges prerogatiue his lawes and the common wele of his subiectes. Be it therfore ordeyned establysshed and enacted, by the kyng our souereine lord, by thassent of the lordes spirituall and temporall, and the commons in this present parliament assembled, and by auctoritie of the same, that no maisters wardens and felyshyppes of craftes or maisters, nor any of them, nor any rulers of guildes or fraternities, take vpon them to make any actes or ordinances, ne to execute any actes or ordynaunces by them here afore made, in diswhe rytaunce or dymynution of the prerogatiue of the kynge, nor of other, nor agaynst the common profyt of the people, but if the same actes or ordinaunces be examined and approued by the chaunceller, treasorer of England, or chiefe iustices of eyther benches, or .iii. of them, or before bothe the iustyces of assise in theyr cyrcuite or progresse, in the shyre where suche actes or ordynaunces be made, vpon peyne of forfeiture of .xl.li. for euery tyme that they do contrary. And ouer that it is enacted, that none of the same bodies corporate take vpon them to make any actes or ordynaunces, to restreine any person or persons to sue to the kynges hyghnes, or to any of his courtes for due remedy to be had in theyr causes, ne put ne execute any penalty or punyshment vpon any of them for any such sute to be made, vpon peyne of forfeiture of .xl.li. for euery tyme that they do the contrary. And this act to begyn and take effect at the feast of Penthecost next comming, and from thenforth.

Bodies corporate.

Cap. viii

Forasmuch the commons in this present parliament assembled, that where the marchauntes and inhabytauntes of dyuers cities boroughes and townes within this realme, and aswell dyuers tenauntes of our souerayne lorde the kyng, as of other that haue by grauntes made by noble progenitours and predecessours of our sayd souerayne lorde, aswel to them by such name or names, as they or any of them be corporate, as by grauntes made vnto dyuers lordes both spirituall and temporall, and by the prescription that they theyr tenauntes resinauntes and inhabitauntes within theyr seuerall lordshippes boroughes and townes, shuld be quyte and discharged of dyuers and many customes, as of tolles and of other exactions, demaundes and takke by diuers mayres, shyriffes, bailiffes, & other officers of diuers cities boroughes & townes within this realme, for theyr singular lucre, of marchauntes denyzens and of the kynges true subiectes borne, dwellinge and inhabited within this realme, contrary to theyr priuilege, and lately more and otherwise thā in times passed, haue distreyned, leuyed, and taken of them a certayne custome called scauage, otherwise called shewage, to theyr great charge and trouble, which scauage was neuer vsed to be taken nor leuyed but onely of marchauntes straungers. Be it therfore ordeyned stablysshed and enacted, by the kyng our souerayne lord, and by thassent of the lordes spirituall and temporal, and the commons in this present parliament assembled, and by auctority of the same that if any maire, sheryffe, baylyffe, or other officer, in any citie borough or towne

Scauage.

towne within this realme, dystreyne, take, or leuy any custome called scauage otherwyse called shewage, of any marchaunte denyzen or of other the kynges subiectes denyzens, of or for any maner of marchaundyse to our souerayne lorde the kynge before truely customed that is brought or conueyed by lande or by water to be vttered and solde in any citie borroughe and towne in this lande: Or yf any mayre, shyryffe, baylyffe or other officer, in any citie, borroughe, and towne, for no payment of the sayde scauage, lette or dystourbe any marchaunt or any other person or persones beynge denyzens, to sell and vtter theyr marchaundyse by them brought into any citie, borroughe, or townes, that than euery mayre, shyryffe, baylyffe, or other officer, dystrayninge, leuyenge, or takynge any suche scauage, or otherwise offendyng in any thing contrary to this presente acte, shall forfeyte for euery tyme that he so offendeth, xx. li. the one moyte thereof to oure souerayne lorde the kynge, and the other moyte therof to the partye in that behalfe greued, or to any other that syrste sueth in that partye by action of dette in any shyre within this realme for to be sued, and that the defendauntes in any suche action be not admytted to wage or do theyr lawe, nor do any protection ne essoyne for any suche defendauntes be allowed in the same. Prouided alway that the mayre, shyryffes and cominaltee of the citie of London, and euery of them, shal haue and take all suche summes of money for the sayde scauage, and of euery persone denyzens, as by our souerayne lorde the kynge and his most honorable counsell shalbe determined to be the right tytle of the mayre shiriffes and cominaltee of the sayd citie of London, or any of them, this acte in any wise not withstandynge. London.

Cap. ix. Delaies in actions on the case.

¶ For as moch as before this time there hath be great delayes in actions of the case that haue be sued as wel before the kyng in his bench as in his court of his common benche, bicause of which delayes many persons haue ben put from theyr remedy. Be it therfore ordeyned enacted and establysshed by the kyng our souerayne lord, by the aduyse and assent of his lordes spirituall and temporal, and the commons in this present parlyment assembled and by auctorite of the same, that like proces be had hereafter in actiõs vpon the case as wel sued and hangyng, as to be sued in any of the sayd courtes, as actions of trespas or dettes.

Cap. x.

¶ Be it ordeyned establysshed, and enacted, by the kyng our souereine lord, by the aduyse and assent of the lordes spirituall and temporall, and the commons in this present parlyament assembled, and by auctoryte of the same, that euery shyryffe within euerye countye within this realme of Englande, haue the custody rule keppynge and charge, frome the quindecim of Paschе nexte comynge, of euery of the kynges common geales prysons and prysoners, in the same, in euery of the sayd countyes where he is shyryffe, durynge the tyme of his offyce, excepte all geales, wherof any person or persons spirytuall or temporal, or body corporate, haue the kepyng of estate of inheritance, or by succession. And from the same quindecim of paschе next coming, that al letters patentes made to any person or persones for terme of lyfe or lyues, or for terme of yeres, of the keppynge of the sayde geales, and of any constable Geales. Prysons. Prysoners. Lettere patentes.

Shyppes of any caſtel wherin any ſuche common geale is, by the kynge oure ſouerayne lorde, or any other kynges of this lande. And euery thynge in the ſayde letters patentes conteyned be from henſeforth repealed, annulled voyd and of no force ne effecte in the lawe. And that euery ſuche Shyryffe, from the ſayde quindecim of Paſche be charged and chargeable with the ſayd geales pryſones and the pryſoners remaynyng in the ſame. And ouer that where by ſundry and many perſones, for treaſon murdre robberyes and other felonyes before this tyme haue bene taken, ſome for ſuſpection of the ſame deades, and ſome vpon enditementes, and therupon brought vnto the ſame geales and pryſones, and ſometyme remayned in the keppynge of the perſons that ſo arreſted them for the ſayde cauſes, and by colour of negligence, ſubtelty and craftly, and oftentymes for fauour, mede, affection or corruption, ſuffred the ſayde offenders to eſcape, as yf it had be by negligence, to the ouert and expreſſe impediment of iuſtyce, and execution of the kynges lawe, ordered for the punition or ppuyſhyment of ſuche offenders. And whan ſuch eſcapes haue bene founde before iuſtices, haupnge auctorite to enquyre therof, and therupon the partyes conuicted, or elles yelde them ſelfe to make fyne for the ſame, ſmall fynes haue bene vſed to be ſet in thoſe cauſes, to the lyghte of euyll deade and feare, and great enboldynge of the ſayde offenders and myſdoers: By meane whereof greate and erraunte fellons and haynous murdrers oftentymes haue by negligence eſcaped: ſo that neyther they nor the keepers of them, from whom they eſcaped, hytherto haue not be punyſhed accordinge to their bene tytes. Be it therfore enacted ordeyned and eſtabliſhed, by the ſayde auctoritie of this preſent parlyamente, that for euery negligente eſcape hereafter from any Shyryffe, haupnge the keppynge of any geale, or frome any conſtable of caſtel, or other beyng kepar of any geales, where ſuche pryſoners accuſtomable haue bene and ſhall be kept of perſons indited of hyghe treaſon beyng in theyr keping, that no leſſe fyne be ſette or made for euery ſuche eſcape, than C. marke, and more, by the diſcretion of the Juſtyces, that ſhall aſſeſſe ſuche fynes: And for euery eſcape of perſon eſcappnge beynge in theyr keppynge for ſuſpection of hyghe treſon, no leſſe fyne be ſette ne made than, xl. pounde, and for euery eſcape of perſons endyted of murdre or petyt treaſon. xx. pound at the leaſte, and more, by the diſcretion of the Juſtyces that ſhall aſſeſſe ſuch fines. and for euery eſcape of perſons ſuſpected of murdre or petyt treaſon. x. pounde, or more, by the diſcretion of the Juſtyces that ſhall aſſeſſe ſuche fynes: And for euerye perſonne eſcappnge, beynge in theyr keppynge, endyted of felony, other then murdre or treaſon. x. pounde. and for euery perſonne ſuſpected of felony, other then murdre or treaſon, as is aforeſayde, to forfeyte for euery ſuche eſcape. C. ſhillynges, or more, by the diſcretion of the Juſtices after the maner and quantitie of theyr demerites: Haupnge to euery perſon or perſonnes, theyr heyres and theyr ſucceſſours, ſuche ſuſfycyent and lawfull ryght and tytle, to any ſuche eſcapes and fines for the ſame, or to be quite of ſuche eſcapes, or of any other eſcapes, as they haue or ought to haue at the tyme of makynge of this acte: this acte or any clauſe conteyned in the ſame, in any thynge notwythſtandyng. And yf any perſon hereafter haue any pryſonee

Shyryffe.

Conſtable of caſtell.

Eſcape.

fenor in his kepynge, arested for suspection of felony, treason or murdre, and that person that so is arrested, escape by negligent kepynge before that he be brought to the geales, that person from whom he so escaped, shal forfeyte for euery person that so doth escape suche fynes as shalbe set by discretion of the iustices, that shall haue auctorite to assesse suche fynes, as the cause wyll require, and the same forfeyture to go to them that be entytled to haue such forfeytures the tyme of makynge of this acte. And more ouer be it enacted and ordeyned by the sayd auctorite, that al offices of constables of castel, fortresses, or other places; and all other officers within this realme of Englande or Wales, not requyrynge actual exercyse in any of the same offyces by them to whom suche graunt or offyces is made or graunted, or by theyr deputy or deputyes, graunted by the kyng our soueraign lord that now is, to any person or persons for terme of lyfe or lines, and letters patentes of the same, shalbe from the feast of Ealche next comynge vtterly repeled, adnulled, voyde, and of no force ne effecte in the lawe. And this acte as concernyng the penaltees aforesayd and euery of them, to endure to the next parliment and no lenger. Prouided alway, that neyther the shyryffe of the countie of Surrey for the tyme beynge, nor any other shyryffe haue any rule custody or gouernance of the geales of the kynges benche and marshalse: or of eyther of them, by reason or by auctorite of the sayde acte: but that sir Thomas Brandon knyght, and syr John Digby knyght, and euery of them haue and enioye the custody and keppyng of the same geales, accordyng vnto theyr seuerall grauntes to theym made, this acte notwithstandynge. Prouyded alway that the same acte of resumption, or any artitles therin conteyned, extend not ne be in any wise hurtfull or preiudiciall to Edwarde Courtney erle of Deuonshyre, for the auoydynge and repellynge of any letters patentes or graunte to hym made by the kynge our soueraygne lorde, of and for the constableshyppe of the castelle of Restormell, otherwyse called Restormyn, in the countye of Cornewalle: But that suche letters patentes or graunt of the same offyce be of as greate force strengthe and effecte, and to the sayde erle as auayliable, as they shulde or myght haue bene yf the sayde acte or resumption hadde neuer bene hadde ne made. Prouided alway that this present act of resumption, or any other made or to be made in this present parlyament, extende not, ne in any wyse be hurtfull or preiudyciall vnto any maner of graunte, made by the kynge our soueraygne lorde by his letters patentes to Johan Morgan, of or for the perkershyp of the parke of Carlion, with the profytes of the same, within the lordshyp of Vske of Southwales: but that the sayde letters patentes, and euerye thing in them conteyned, be from henceforth good and effectuall to the sayde John, accordynge to the tenour and purporte of the same, the forsayd act or actes in any wyse not withstandynge.

Cap. xi. Dere hayes, Bukstalles.

¶ For as muche as it is well vnderstande and knowen, that the greatest destruction of rede dere and falowe within this realme in tyme paste hath bene and yet is with nettes called dere hayes, and bukstalles, and walkynge with beastes, to the greate displeasure of oure soueraygne lorde the kynge, and of all the lordes and other noble men within this his realme hauynge forestes,

chases or parkes in their possession rule or keeping: so that yf the sayde nettes or hallkynge should unlawfully be used and occupyed in any tyme comynge, as they have ben in tyme past, the more parte of the forsesed chases and parkes of this realme should be thereby destroied. Be it therfore ordayned and enacted by the lordes spirituall and temporall, and the commons in this presente parliament assembled, and by auctorytie of the same, that any person spirituall or temporal, having no parke chase nor forest of their owne, kepe nor cause for to be kept any nettes called dere hayes or bukstalles, by the space of a moneth next after the proclamation of this acte made: upon peyne of forfeiture for euery moneth that he or they kepe or cause to be kept the same nettes, hayes, or bukstalles .xl.s. And that no person from henseforth stalke or cause any other person to stalke with any bullhe or beestes to any dere, beynge in anye parke, chase, forest, or without. but if it be within his owne grounde, chase, forest or parke without licence of the owner, mayster of the game, or keper of the same ground, chase, forest or parke, upon peine of forfeiture for euery tyme that he or they so stalketh .x.li. And forthemore that no person ne persons without his owne grounde slee take or cause to be taken by meane of craffte or engyne any herons, without it be with hawkynge or with longe bowe, upon peyne of forfeyture for euery heron taken or slayne. vi.s. viii.d. And that no person or persons without his or their owne grounde take any yong herons out of the nest, without licence of the owner of the ground where the said nest is, upon peyne of forfeyture for euery heron so taken out of the nest .x.s. and that euery man that will sue and shalbe admytted to sue for any of the sayde forfeytures, by action of det, and by the proces to be had and made therin as in other actions of det at the making of this acte. And that the defendant be not admytted to lend nor to do his lawe in any suche action, nor any essoyne nor protection to be allowed for the defendt in the same. And that two iustices of peace in their sessions shal have auctorytie to cal before them any person suspected of the premysses, and to their discretion to examyne them in the premysses. And yf by their examination the partyes so examyned be found in defaut contrary to the premysses, that than he so found in defaut to be committed to prison, tyl he have found suerty for paiment for the same forfeitures to the king. And that those iustices that so examyne them, shall have the .x. parte of euery suche forfeyture for their labour in that behalfe.

Hallkynge.

Herons.

Iustices of peace.

Cap. xii.

¶ For as muche as the kynges grace moste entierly desyreth amongst all other erthly thynges, the prosperyte and the tranquilnesse of this his realme, and his subiectes of the same, to lyue quietly and surely, to the pleasure of god and accordynge to his lawes, wyllynge alway of his pitye, and entendynge to seduce them therto by softer meanes then by extreme rygoure, therfore purueyed in a statute made in the tyme of kynge Richarde the seconde, consyderynge also the great charges that shulde growe to his subiectes, for bryngynge of vacabounders to the geales, according to the statute. His highnes wyll, by the auctorytie of this his present parliament to be ordeined and enacted, that where all suche mysdoers shulde be by examination committed to the common geale, there to remayne as is aforesayde, that the yp-

Vacabunders

rysses

yfyers, mayres, baylyffes, hyghe constables, petty constables, and other gouer nours, and officers of cities, boroughes, and townes, townshippes, villages and other places, within thre dates after this act proclamed, make due serch, and take or cause to be taken al such vacabundes, idel people, and suspecte persons, spying suspectously, and them to take and set in stockes, there to remayne by the space of one day and one night, and there to haue none other sustenaunce, but breade and water, and after the sayde daye and nyght passed, to be had out and set at large, and than to auoyde the towne or place where they be taken, in to suche citie, towne, place or hundred where they were borne or elles to the place where they last dwelled or made their abode by the space of .iii. yeres, and that as hastely as they conuenyently maye, and there to remayne and abyde, and yf ettesones they be taken in suche defaute in the same towne or townshippes, than to be set lykewyse in stockes by the space of thre dayes and thre nyghtes, with lyke diet as is aforesayde, and yf any person or persons gyue any other meate or drinke to the said misdoers, so being in stockes in fourme aforesayd, or the sayd prysoners fauour in their misdoinge, or them receyue or harborowe one nyght, that than they forfeyte for euery tyme so doynge .xii. d. And also it is ordeyned by the sayde auctoritie, that al maner of beggers not able to worke, within .vi. weekes nexte after proclamation made of this acte, go, rest and abide in his citie, towne, or hundred, where they were borne, or elles to the place where they made last their abode by the space of thre yeres, there to remayne or abyde without beggyng out of the sayd citie, towne, hundred, or place, upon peyne to be punyshed as is aforesayde, and that no man harborowe or kepe anye suche begger in his house ouer one nyght, upon the same peine, and that no man be excused by that he is a clerke of an vniuersitie, from whense he sayth he cometh, without a lettre of the byshoppe or of the vniuersitie from whense he cometh, nor none calling himself a soudeour, shypman, or trauayling man, without he bryng a lettre from his capitaine, or from the towne where he land, and that he then to be commaunded to go the streyght hye waye unto his countrey. And yf he departe not accordynge to suche commaundementes in that behalfe to hym gyuen: that than he to be taken, reputed and punyshed as a vacabounde, and he that harboureth any suche person, shall forfeyte for euery one such person that he harboureth ouer one nyght .xii. d. And ouer this it is ordeyned by the sayde auctoritie, that yf any shyryffe or other officer aforehersed, execute not the premysses as is aboueseyd, of euery vacabounde hermyte or begger able to labour, or clerke, pylgryme, or shypman, as often as any suche commeth in his syghte, or that he hath therof any knowledge, within the towne or place where he hath auctoritie rule or gouernaunce, and that as often as any such of the sayd misdoers, abydyng there about the space of one day and one nyght, depart vnexamined and vnpunyshed, as is aboueseyd: for euery misdoer so departed, he to lese .iii. s. .iiii. d. and the lorde of euery lete within this realme and the shyryffe in hys tourne, haue auctorytye to enquyre thereof and of all the sayde defautes and misdemeanours in hys lete and tourne, and the

Beggers.

lord of the lete to haue for euery defaut founde as is aboue sayde, the forfeytures aboue limited, and the shiriffe to enquire in his tourne of suche escaotes within the iurisdiction of his tourne, and to haue .iii.s. iiii.d. for euery such defaut found in his tourne, and that this penalty ympyttyd by this ordinance to be forfeyted by any officer or any other person, for none punyshment of bagabondes and other myscruled persons within euery citie where mayre and aldermen ben, that the profyt of euery such penalte be vnto the alderman of euery warde, where suche forfeture is had or made, to his owne vse and profyt. And also it is ordeyned and enacted by the sayd auctoritie, that it shalbe lawfull to euery man, entitled to haue the sayde penaltie, to dystreyne for it lykewyse as the lord of any lete may do for amercymentes and fynes had and assessed in the same lete. And ouer this be it enacted by the sayd auctoritie, that the chauncellor of Englande, or kepar of the kynges greate seale, treasorer of Englande, the two chefe iudges, the chefe baron of the kinges escheker for the tyme being, and also the iustices of assyse within theyr circuyte, and euery of them, shall haue within the shyre or shyres where they or any of them shall fortune to be, full power and auctoritie, to call before them and euery of them the shyriffe, mayres, constables and all other officers, of or within the same shire or shires, whiche haue power to put this statute in execution, and them and euery of them to exampne of the execution of this statute. And if it can be founde by suche examination, that the sayde officers or any of them be defectyfe in due execution therof: that than the sayde officers and euery of them so founde defectyfe, shall haue and suffer lyke peyne and punyshment, as yf the sayd officer or officers had ben therof duely convycted by the due proces and course of the kynges lawe. And ouer this be it enacted, that the stewarde treasorer and controller of the kynges most honourable houlholde for the time beynge, shall haue full power and auctoritie to examine correcte and punisshe as is afore rehersed, beynge within the precyncte and libertie of the verge.

London. Also the mayre and aldermen of the citie of London, that is to saye, euerye alderman within his warde, and the mayre throughout the hole citie shal haue lyke power and auctoritie to examine correct and puntisshe the sayd offenders within the said citie and liberties of the same beyng in maner and fourme aboue said. And ferthermore it is ordeined and enacted by the sayde auctoritie, that none apprentice ne seruant at husbandry, labourer ne seruant artificer, play at the tables, from the feast of Estet nerte comynge, ne at tennys, clotlbe, dyce, cardes, bowles, nor any other vnlawfull games in no wyse oute of the xii. dayes at Chrystmas, and than to playe onely in dwellynge houses of his mayster, or where the mayster or any of the sayde seruantes is presente, vpon peyne of imprysonment by the space of a daye in the stockes openly. And that the housholder, where dysynge, cardinge, tennys playinge, bowles, clotlbe, or any other vnlawful game afore rehersed shalbe vsed, other wyse than is afore rehersed, and that lawfully ben presented before Iustices of the peace, mayre shyrysse in his tourne or stewarde in his lete, or by exampnation hadde before the said Iustices of peace, that proces be made vpon the same as vpon inprysonment of trespasse agaynste the kynges peace, and that the sayde myssdoer be

admytted

conuicted to no tyme vnder the ſumme of. vi. s. viii. d. and that it be lawfull to two of the iuſtices of peace, wherof one ſhalbe of the quoꝛum, within their auctoꝛitie, to ſelecte and put away common ale ſelling in townes and places where they ſhall thynke conuenyent, and to take ſuretye of the kepers of the ale houſes of theyꝛ good behauynge, by the diſcretion of the ſayde Juſtices, and in the ſame to be aduyſed and agreed at the tyme of theyꝛ ſeſſions. Pꝛouyded alway that diminuution of punyſhmentes of vacabundes and beggers aforeſayd, may and ſhall be had foꝛ women greate with chylde, and men and women in greate ſyckenes, and perſons beyng impotent and aboue the age of lx. yere, by the diſcretion of hym that hath auctoꝛity to do the ſaid punyſhment this acte not withſtandynge. Furthermoꝛe be it enacted by the ſayd auctoꝛity that iuſtyces of the peace, oꝛ two of them at the leaſt within theyꝛ ſhyꝛes, and euery mayꝛe, ſhiriffe, and bailiffe within theyꝛ cities, townes, and boꝛoughes, ſhall haue full power and auctoꝛitie to make foure tymes in the yere, that is to ſay, euery quarter ones, oꝛ often, as by their diſcretion ſhalbe thought neceſſary, throughout all theyꝛ ſhyꝛe, a due and a dilygent ſecrete ſerche, and yf they oꝛ any of them can fynd by the reaſon of the ſayd ſerche, any of the ſayde myſruled perſons, the ſayd myſruled perſons ſo founde, to haue lyke punyſhment and coꝛrection as is aforeſayd.

Cap. xiii.

Ryotte.

Shyrryffe.

Juſtyces of peace.

Foꝛcible entre.

Jurrours.

¶ Where as in the parliament holden at weſtminſter, the tewſday the morowe next after all ſoules day, the. xiii. yere of the reigne of kyng Henry the fourth, amonge other thynges it was enacted, oꝛdeyned, and eſtabliſhed, that if any riotte aſſemble oꝛ route of people agaynſt the lawe were made in any parte of the realme, that the iuſtyces of the peace, thre oꝛ two of them at the leaſt, and the ſhyrriffe oꝛ vnderſhyrriffe of the countie, where ſuch ryotte aſſemble oꝛ route ſhulde be done, after the ſame ſtatute ſhulde come with the power of the ſhyre, if nede ſhuld be, to areſt them, and them ſhulde areſt, and the ſame Juſtyces and ſhyrriffe oꝛ vnderſhyrriffe ſhuld haue power to recoꝛde that, that they ſhuld fynde ſo done in their preſence agaynſt the law, and that by the recoꝛde of the ſame iuſtices and ſhiriffe oꝛ vnderſhyrriffe, the ſame treſpaſſers and miſdoers ſhuld be conuicted in maner and foꝛme as it is conteyned in the ſtatute of Foꝛcible entres, with diuers other articles touchyng and concernynge the pꝛemyſſes, as in the ſame ſtatute, made the ſayde. xiii. yere moꝛe playnely at large it appereth, which ſtatute is thought good and neceſſarye. Wherfoꝛe by the aduyſe and aſſent of the loꝛdes ſpirituall and temporal, and the commons in this pꝛeſent parliament aſſembled, and by the auctoꝛitie of the ſame, Be it therfoꝛe oꝛdeyned eſtabliſhed and enacted, that the ſayd acte made in the ſayd. xiii. yere of kynge Henry the fourth, concernynge ryottes aſſembles and routes of people, And all and euery article and artycles compꝛiſed in the ſame, and alſo al other eſtatutes, befoꝛe this tyme made concernynge the punyſhement of ryottours, at the tyme of the makynge of this acte beynge in foꝛce, from henſefoꝛth ſtande in their foꝛce, and be dewely put in execution after the tenours and purpoꝛtes of the ſame. And foꝛ as moche as in the ſayd ſtatute, made in the ſayde. xiii. yere, it is not expꝛeſſed, of what ſuffycyency the iurypours impanelled ſhulde be, oꝛ what yſſues they ſhuld loſe if they

if they appere not, nor no mentyon therin made of any punyſhement of the mayntenours and embracers of the iurours that ſhall ſo be empaneled, ſhulde haue for theyr myſdemenours, if any be: It is therfore ferthermore enacted by the ſayde auctorite in this preſent parlyament, that if any ryotte route or vnlawfull aſſemble be committed and done at any tyme after the firſt daye of Maye nexte commynge within this realme of Englande, that the ſhyrffe, hauynge a precepte directe to hym, ſhall retourne .xviii. perſonnes, dwellynge within the ſhyre where ſuche ryotte route or vnlawfull aſſemble ſhall be ſo committed and done, wherof euery of them ſhall haue landes and tenementes within the ſame ſhyre to the yerely value of .xx.s. of chatter land or freholde, or .xx.vi.s.viii.d. of copyholde, or of both, over and above all charges for to enquyre of the ſayde ryotte route or vnlawfull aſſemble. And he ſhall retourne vpon euery perſone, ſo by hym empaneled, in iſſues at the firſte daye .xx.s. and at the ſeconde daye .xl.s. if that they appere not and be ſworne to enquire of the premiſſes at the firſte day. And if defaute be founde in the ſhyrffe or vnderſhirffe, for retournynge of other perſons, not beynge of the ſayde ſuffycyency, or retourne not yſſues in fourme aforeſayde, that than the ſayde ſhirffe ſhall forfayte to our ſoueraygne lorde the kynge for eyther .xx. li. And yf the ſayde ryotte, route, or vnlawfull aſſemble be not founde by the ſayde iury, by reaſon of any mayntenaunce, or embracery of the ſayde iurours, than the ſame iuſtyces and the ſhyrffe, or vnderſhirffe, ouer and above all ſuche certyfycate that they muſt and be bounde to make, accordynge to the ſayde ſtatute made the ſayde .xiii. yere, ſhall in the ſame certyfycate certifye the names of the mayntenours and embracours in that behalfe, if any be, with theyr myſdemeanours that they knowe, vpon peine of euery of the ſayd iuſtices and ſhyrffe or vnderſhirffe to forfayte .xx. li. if the ſame iuſtyces and ſhirffe or vnderſhyrffe haue no reſonable excuſe, for none certifienge of the ſame, whiche certyfycat ſo made ſhall be of lyke force and effecte in the lawe, as if the matter contayned in the ſame were duely founde by the verdyte of .xii. men. And euery perſone duely proued to be a maintenour or embracour of the ſame, ſhall forfayte to our ſayde ſouerayne lorde .xx. li. and as well the ſame mayntenours as the embracours ſhall be committed to warde, there to remayne by the diſcretyon of the Juſtyces.

Sheryffe.

Maintenaunce. Embracery.

Cap.xiiii Ipuerayes.

The kynge our ſouerayne lorde, callynge to remembraunce, that where before this tyme diuers ſtatutes for punyſhement of ſuche perſonnes that gyue or receyue iuerayes, or that retayne any perſon or perſons, or be retayned with any other perſon or perſons, with diuers peynes and forfaytures in the ſame ſtatute comprehended, haue ben made and eſtabliſſhed. And that nod withſtandyng diuers perſons haue taken vpon them, ſome to gyue and ſome to receyue iuereys, and to retayne, and be retayned contrary to the fourme of the ſayde eſtatutes, and yttell or no thynge is or hath ben done for the punyſhement of the offenders in that behalfe. wherfore our ſouerayne lorde the kynge, by the aduyſe of his lordes ſpyrytuall and temporall, and of the commons of his realme in this parlyament beynge, and by the auctorite of

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the lawe hath ordeyned eſtabliſſhed and enacted, that all his ſtatutes and ordynaunces afore this tyme made againſt ſuche as make vnlawfull reteynours, and ſuch as ſo be reteyned, or that gyue or receyue liuerey, be playnly obſerued and kepte, and put in due execution. And ouer that our ſayd ſouerayngne lorde the kynge ordeyned eſtabliſſhed and enacted, by the ſayd auctoritie, that no perſon, of what eſtate degree or condition that he be of, by hym ſelfe or any other for hym by his commaundement agreement or aſſente, priuyly or openly gyue any ſuche liuerey or ſygne, or reteyne any perſon, other than ſuche as he gyueth bowſholde wages vnto, without fraude or colour, or that he be his menyall ſeruaunt, or his officer, or man lerned in the one lawe or in the other, by any writynge, othe, promyſſe, liuerey, ſygne badge, token, or in any other maner wyſe vnlawfully reteyne: and yf any do the contrary, than they renne and falle in the peyne of forfaiture for euery ſuch liuerey or ſigne, badge or token. C. ſhelynges: and the taker and acceptor of euery ſuch liuerey, badge, token or ſigne, to forfeit and pay for euery ſuche liuerey and ſigne badge or token ſo taken or accepted. C.s. and for euery moneth that he vſeth or kepeth ſuch liuery or ſigne badge or token after that he hath taken or accepted the ſame, to forfayt and pay. C.s. And euery perſon that by othe writyng or promiſſe, or in any other wiſe vnlawfully reteine priuely or openly, and alſo euery perſon that ſo is reteined, to forfeyt and pay for euery ſuch tyme. C.s. And alſwell euery perſon, that ſo reteineth as euery perſon that ſo is reteyned, to forfayte for euery moneth that ſuche retenour is contynued. C. s. and that euery perſon, that before the makyng of this acte by liuery, ſigne, token, writyng, badge, othe, promiſſe or otherwiſe vnlawfully hath reteyned any perſon, and by reaſon therof is reteyned at the tyme of makyng of this act, contrary to the premiſſes, that alſwell euery of them that kepeth any perſon ſo in retenour, as euery perſon that ſo is and continueth ſo reteyned, ſhall forfayte to the kyng for euery moneth, from the feaſt vnder wrytten, that ſuche retenour is contynued. C.s. And alſo it is ordeyned and enacted, that no perſon, of what eſtate or condition he be, from the ſame feaſt, name or cauſe hym ſelfe to be named ſeruaunt or reteyned to or with any perſon, bye or cauſe to be bought or weare any gowne as a liuerey gowne, ſigne or token of the ſuite or liuerey of any perſon, or any badge token or ſygne of any perſon vpon peyne of forfayture for euery day and tyme, that he ſo doth xl.s. and alſo to haue impryſonment by the diſcretion of the iages or perſons afore whom he ſhalbe therof convicted and that without bayle or mainprile. And ouer this be it ordeined and enacted by the ſayd auctority, that the iuſtices of the peace within euery ſhire of England, ſhal at euery of their generall ſeſſions, that is to ſay, foure tymes in the yere at the leaſt, make or cauſe to be made to the ſhyrriffe of the ſame ſhire a warraunt or precept, to returne before them a panel of xxiiii. perſons, euery one of them to haue landes tenementes to the clerely value of. x.li. or xl.s. at the leaſt, by the diſcretion of the iuſtices. And the ſhirriffe to returne euery one of them at xx.s. in iſſues at the leaſt of the which perſons an enqueſt ſhoone ſhal among al other articles ſpecially be charged to enquyre of all ſuch vnlawfull retenours, and vnlawful demeninge

Reteynours.

Badge.

Iuſtyces of the peace.

meanyng afore reherled, had within any parte of the same shire, as farre as the commission, where by the same iustices ferred, shuerued: and after the same iury be sworne, that the sayde iustyces shal charge and commaunde the chiefe constables of the hundred, and constables of euery towne. And also the baylyffes of the hundredes, whiche appere at the same sessyons, to gyue euydence vpon their othes to the same iury, of all and euery thyng touchyng this act. And if the chiefe constable of the hundred, and baylyffe of the same hundred, euery of them for the hundred whereof he is officer: And the constable of the townes, for euery towne hyp that they be constables of, conceale and gyue not true and playne euydence to their knowlege, of all suche reteynours contrary to the premysses, as be within the precinct of his or their sayde offices, than euery of the sayd baylyffes, or constables, or baylyffe of the same hundred, to forfayte to the kynge, for euery person so conceled, vi.s. viii.d. and to haue enprisonment by discretion of the sayd iustices, without bayle or maynprysse. And that the iustyces shal gyue day to the iury, if it be thought to them expedyent, to the nexte generall sessions, or shorter by their discretion, to gyue their verdyte. And that the same iustices shall and may take the same verdyt by parcels at seuerall tymes, and as often as any thynge shall be founde by them for the kynge. And if the sayd iury so sworne, do not fynde all suche vnlawfull reteynours and demeanours, and present all suche persons, as contrary to this acte be reteyned within the same shyre, and within the precyncte of their commission, as is aforesayd, by liuerey, lygne, or token, othe, wrytyng, promysse, otherwyse vnlawfully reteyned, as is aforesayd, or that name themselfe to be seruaunt to any other person, and of the reteynours of the same, and whereof they or any of them haue knowlege or credyble euydens gyuen, that than the iustyce of peace within the same shyre dwellynge, beyng there at the sessyons, hauynge than in bande any person reteyned contrary to the sayd acte, and euery of the sayde persons so empanelled and therupon sworne, and the shyryffe with the sayd persons empanelled, and that in bande hauynge any person reteyned contrary to the sayd acte, euery of them, that is to say, euery man for his owne defaute onely and none otherwise, shall forfayte to our soueraygne lorde the .x.li. at euery tyme that suche a iury be sworne. And ouer this be it enacted by the sayd auctorite, that the iustyces of the peace, at their open sessyons, shall haue full power and auctorite, to cause all suche persons as they shall thynke to be suspected of any reteynour, contrary to this acte, to come afore them, or two of them, whereof one shall be of the quorum, at suche tyme, and place as shall they thynke conuenient, and them to examyne of al suche reteynours contrary to this acte, or other wyse name themselfe to be seruaunt to any person, or of any other mysbehauynge contrary to this acte, by the discretion of the sayde iustyces. and the sayd iustyces, by whom examination is had, shall vpon the peyne of euery of them of .C.li. the terme nexte folowynge the same examination, certyfy before the kynge in his benche, the names as well of all the persons that before them by examination shall be founden reteyned, or that before them be founde to do any thyng contrary to this acte, as the names of all persons that by that examination shall be accu-

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Constable. Baylyffes.

Verdyt.

ſed, to be retenoures, or to do contrary to the ſame acte, and the certificat to be of ſuche effecte and ſtrength agaynſt all them ſo eramyned, and by that examination founde in defaute, as though they were conuycted therof by the due order of the kynges lawes, and that ſame certificat to be of ſuche effecte and ſtrength agaynſt them, that by that examination ſhalbe accuſed to be retenoures, or to haue done in any thing contrary to the ſayd acte, as an endictement had agaynſt them of retenoures. More ouer the kynge our ſouerayn lorde, by the aduyſe, aſſent, and auctorite aforeſayd, hath ordeyned, eſtabliſhed, and enacted, that euery perſone that wyll ſue or complayne before the chaunceler of Englande, or the keper of the kynges greate ſeale in the ſterre chaumbre, or before the kynge in his benche, or before the kyng and his counſell attendynge vpon his moſte royall perſon, where ſoeuer he be, ſo there be nit of the ſame counſell at the leſt, of the whiche it ſhall be lordes ſpyrituall or temporall agaynſt any perſon or perſons, offendynge or doynge againſte the forme of this ordinaunce, or any other of the premiſſes, be admitted by their diſcretion to gyue information, and euery ſuche informer ſo admitted ſhalbe receyued to ſue vpon the ſayd matter by information, and that he be receyued to gyue ſuche information or informations before the ſayd chaunceler or keper of the kynges ſeale in the ſterre chambre, or before the kyng in his benche or before the kyng and his counſell aforeſayd, agaynſt as many ſuche offenders as the perſon that ſo ſhal enforme, wyl or ſhal name, and vpon the ſame all ſuche perſons be called by writ, ſub pena, preuy ſeale, or otherwyſe, and the ſayd counſell to haue power to examine all perſons defendauntes and euery of them, aſwell by othe as otherwiſe, and to aduuge hym or them conuycte or attaynt, as well by ſuche examination as otherwyſe, in ſuche penalyties as is aforeſayd, as in caſe ſhall require. And alſo ſhal charge by iugement in the ſame, ſuche perſon or perſons ſo conuycte or attaynt, to the perſon playntyfe or informer in all coſtes therin had by their diſcretion hym or them, before whom he ſhal be attaynted or conuycted. And alſo the ſame party playntyfe or informer ſhall haue ſuche reſonable reward of that that by his complaynt ſhal growe to the kynge, as ſhall be thought reſonable by the diſcretion of the ſayd chanceler, or keper of the great ſeale, iuſtices, or counſel. And alſo it is enacted by the ſayde auctorite, that the ſayde chaunceller or keper of the great ſeale, iuſtyces, or counſell, haue full auctorite and power by this ſtatute, to do ſende by writte, ſub pena, preuy ſeale, warraunt, or otherwyſe by their diſcretion, for any perſon or perſons offendynge or doynge contrary to the premiſſes, without any ſayte or information made or put before them or any of them, and the ſame perſon or perſons to examyne by othe or otherwyſe by their diſcretion, and to aduuge all ſuche perſons as ſhall be found gylty in the premiſſes, by verdyt, confeſſion, examination, proues, or otherwiſe, in ſuche ſorfaytures & penes as the caſe ſhal require, as though they were condempned therin after the courts of the cõmon law, and to commyt ſuche offenders to warde, and to warde execution accordynge. And alſo it is ordeyned and eſtabliſſhed by the ſayd auctorite, that if any perſone or perſons be examyned of or vpon any of the premiſſes, vpon any ſuch informa-

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tion as is aforesayd, before the sayde chauncellor or keper of the great seale the kynge in his benche, his councell, or without information, and deny the same, or if any the sayd chauncelor, keper of the great seale, or the kyng in his benche, or councell, do send for any such person or persons, and them or any of them examine vpon the premisses, and than he or they so examined deny his offence in that behalfe: and if that after that tyme any such person or persons so denyeng, be founde guilty or conuycted or attaynted by verdyt or examination as is aforesayd or other wise, of any thing done or attempted contrary to the fourme of this ordynaunce, that is by vpon before denyed: that than he or they forfeyte to lose and pay the sayd peynes and forfeytures, as the case shal require for his or their offences in that behalf. And ouer that the same person or persons to forfeyt and pape to the kinge, ouer and aboue that, the moytie of the same forfaytures and peynes, and also to haue emprysonment by the discretion of the chauncellor, iustices, or counsell, for his deniyer in that behalfe. And that all maner of writinges or endentures betweue any persones here before made, whereby any person is reteyned contrary to this act: that indenture or writyng, as touchyng any such reteynder onely and no ferther, be voyde and of none effect. This act to take his effect and begynnyng for such reteynours offences and other mysdemeanours, as shalbe done, had or made contrary to the forme of this act, after the feast of Penthecost next comming onely: and the same act to endure and contynue duryng the lyfe of our souerayne lorde the kynge that nowe is, and no lenger. Prouyded alway and by the sayd auctoritie be it enacted, that if it shall fortune hereafter any persons to be punysshed for any article or other cause conteyned in this present acte, that than suche person or persons be from henseforth for that mater or cause onely, that he is so punysshed forclerely discharged and acquited of al peines and forfeytures, the which he or they for that mater or cause only shuld haue susteined by the reason or occasion of any other acte or actes before this tyme had ordeined or made. Prouyded also that this act extende not to the punyshment of any person or persons, the which by the vertu of the kinges plackard or writyng signed with his hande and sealed with his priuy seale or signet, shal take appoit or endent with any persõs to do or to be in a redines to do the kyng seruyce in warre or otherwise at his commaundment, so that they that shall haue suche plackarde or writynge for their partie vse not by that reteynour seruyce, attendaunce, or any otherwyse the person or persons that they shall take appoynte or endent with, nor the personnes that so do endent to do seruyce vnto our souerayne lorde the kynge, vse not them selfe for their party in doynge seruyce and gyuynge attendaunce to them that shall haue auctoritie by reason of the kynges writynge to take appoynte or endent with them, in any thynge concernynge this sayde acte, other wyse than shall be composed in the same the kynges plackard or writynge, and that plackard or writynge for to endure, durynge the kynges pleasure and no lenger. Prouyded also that this acte extende not to any liuerey to be gyuen by any ser-
tauntes at the lawe, at their makynge or creation: or to be gyuen by any ex-
ecutours at the enterment of any person for any murnynge araye, or to be gy-
uen

gruen by any gilde fraternitie craft corporate, or by the maire and shiriffes of the citie of London, or by any other maire, shiriffe or chefe officer of any citie, borough, towne or port of this realme of England during the time of his office, and by reason of the same, or to be gruen by any abbot or prior, or any other chefe head gouernour or officer of any monastery abbey or priorie or other place corporate, gruen to their feermours or tenauntes, or other wyse according hath bene accustomed and vsed in the same monastery abbey or priorie.

Cap.xv.

Erecution.

Socage.

Item pray the commons in this present parliament assembled, that where diuers and many persons be defrauded of their execution aswel of and vpon recognisaunces statutes of the staple, statutes marchauntes to them made, as of their dettes and damages recouered in action of det trespas or other actions, and so in like wyse the lordes of whom any landes and tenementes be holden in socage of their reliefes, and sumtime of their herriottes by reason that he for whom execution is sued or condempned, and also he that of right ought to be their tenaunt to the lordes of whom suche landes and tenementes be holde, craftely by fyne, feoffement, recouery or other wyse, diuerse persones to be seased of the same landes tenementes and other hereditamentes onely to his vse, he taketh the profittes of the same, to the great hurte diseyt and defraud of the kynges true liege people within this his realme, if that remedy be not therfore purueyed. In consideration wherof be it ordeyned established and enacted by the kynge our soueraygne lorde, by the assente of the lordes spirituall and temporall, and the commons in this present parliament assembled, and by auctoritie of the same, that from henceforth it shall be lawfull for euery shyriffe or other officer, to whom any writte or precepte is or shall be directe at the instyt of any person or persones, to haue any execution of any landes tenementes or other hereditamentes against any person or persons, of for and vpon any condempnation statute marchaunt statute of the staple recognisance hereafter to be made or had, to do make and deliuer execution vn to the party in that behalf suyng, of al such landes and tenementes as any other person or persons be in any maner of wyse seased or hereafter shalbe seased in any wyse, to the onely vse of him against whom execution is so sued, like as the saide shiriffe or other officer myght or ought to haue done yf the sayd party against whom execution hereafter shall so be sued, had be sole seased of the sayd landes and tenementes of suche estatute as they be seased of to his vse at the tyme of the sayd execution sued. And ouer that be it ordeined by the sayd auctoritie, that the lordes of whom any such landes and tenementes be holden in socage, shall from henceforth after the dethe of him, to whose vse any person or persons as is aforesayde be seased, and no wyll therof declared, haue his reliefe harriotte and all other dutyes, like as the sayde lorde ought or myght haue had yf he had ben seased of the same. Prouyded alway that euery suche person against whom execution is or shal be had of landes and tenementes so beynge in possession of other persons to his vse, maye haue all suche auauntage in the lawe against him or them that so haue execution of the landes or tenementes aforerehersed, as he myght or should haue

had yf he had be lefe ſeiſed of the ſayd landes and tenementes at the time of the ſayd execution ſued. And ouer that be it ordeyned by the ſayd auctoritie, that yf any bondman purchace any landes or tenementes after ſwiche ſtatute, for terme of lyfe, or terme of yeres, and entring ſtate to be made vnto hym and ſome other perſone or perſones to his vſe, or indeed ſtate to him ſelfe and to

appere, so that in euery tourne be a lawfull iury of them swoyne, that than all the remenaunt of them so impanelled that make defaute be not amerced for the defaut but onely for theyr lyfte, and as it was lawfully vsed afore the makynge of this statute. And ouer that be it enacted, that after due and lawful sommons had of the inhabytantes as is aforesaid, yf there appere not xii men in euery of the sayd shyrysses tournes of the sayd inhabytantes, hauyng landes and tenementes of the yerely value of x.s. or xiii.s. iiii.d. as is aboue said, and yf there be not xxiiii. suche inhabytantes, which may be impanelled and sommonde in maner and fourme aboue sayde in any of the sayd tournes: that than it shalbe lefull to euery shyryffe, vndershyryffe, clerke, baylyffe, or other minister, to charge and swere any other person or persones in any of the sayde shyryffes tournes, where suche none sufficyent and defaute of inhabytauntes and apparaunce is hadde, suche as be of good name and fame: and the beste by his or theyr discretion that appere afore him or them and none of fycer nor seruaunt to the sayde shyryffes, vndershyryffes, clerkes nor bailiffes or mynysters. And that all endytementes and presentementes, other than felonye so taken concernynge in the sayde shyryffes tournes, be good and effectual, not withstanding the said act made the fyrst yere of kyng Rychard afore sayd. And that the shyryffes, vndershyryffes, clerkes and baylyffes of any of the sayd countyes nor none of them doyng accordyng to this present act, for kept any thyng, or be in any wyse preiudyced for doyng any thyng contrary to the said statute, made in the fyrst yere of the said kyng Rychard. And that euery shyryffe, vndershiriffe, clerke, baylyffe, or mynyster that do contrary to this ordinance in any poynte, forfeyt the summe of C.s. at euery tyme that they or any of them do the contrary of the same in any poynt of the same, sauing to euery person and persons theyr lawful lyberties and fraunchyses and tenantes inhabytantes of the same. This acte to endure vnto the next parlyment. And for as much as before the makynge of the same acte, as wel diuers shyryffes as other inhabytantes of the same countyes of South. Surrey, and Sussex, were greatly hurt and preiudiced, and herafter in like fourme shalbe, onles that it may be enacted in this present parliment, that the sayd act made the said fyrst yere of our said soueraine lordes reine may endure and from henceforth be good and effectual, and stande in force as by the tenure and purport of the same acte more playnly may appere. In consyderation whereof, that it may be establyshed, and by auctoritie of this present parliament enacted that the same act from henceforth be good and effectual, and stand in force in euery thyng after the retourne and effect of the same. And this act to endure to the next parliament.

Cap.xvii
Norwyche. worsted sherers.

Prayen the commons in this present parlyment assembled, that where as the citie of Norwyche is an auncyent citie, as in the same citie without tyme of mynd among other craftes hath bene vsed a certayne craft called shermās crafte and the artyficers of the same haue alwaye vsed by the same time to shere aswel worstedes, stammis and fustians, as all other wollen clothe, and all apprentyses of the same crafte haue bene taken and bounde to shermans

craftе onely, and by reason therof they haue had and enioyed theyr lyberties and fredome in theyr occupation by the name of the shermannes craftе gene-rall and none other wyse, and they haue euery yere vsed within the sayd citie to be chosen and sworne two wardens of the same craftе, and all defautes by the sayde wardens in theyr craftе founde to be presented before the mayre of the sayde citie for the tyme beynge, and the offendours in that behalfe to be punysshed accordynge to the customе of the same citie, tyll nowe of late tyme dyuerse persons for theyr owne synguler profyte, contrary to the common weale of the sayde citie, feynynge to haue a craftе of worsted shearynge sepa-rate from the sayde craftе of sheremans craftе, surmyntred a bill in the parly-ment holden at Westmynster the xiiii. day of October, the xi. yere of the reine of our souerayne lorde the kynge that nowe is, by force of whiche pretended bill it was in the sayde parlyament enacted and ordeyned, that frome hens-forth no man shulde take vpon them to shere worstedes within the saide citie, but yf he had be apprentyse to the sayde occupations of worsted sherynge, by the space of .vii. yeres, or suche other as the maysters of the sayde occupa-tion within the sayde citie for the tyme beynge, approuynge theyr connynge, with the aduyse of the mayre for the tyme being in the sayd citie, wyll admyt. And ferthermore in the ende of the sayde acte it was prouyded, that the sayde occupation of worsted sherynge shall not make nor do to be made any ordy-naunce concernynge the sayde occupation among them selfe, but such as the mayre of the sayde citie for the tyme beinge with his brethrene aldermen shal thynke necessary and profitable for the wele of the kinges subiectes, as more playnly in the sayde actes amonges other thynges doth appere. It is so that syth the makynge of this acte, by coloure of the same, the worsted sheremen within the said citie within them selfe, without aduise or consent of the mayre of the said citie, haue chosen wardens of worsted sherynge, and seperate the same pretended craft from the forsayd craft called sheremans craft, contra-rye to the lyberties and good customes of the saide citie in time passed vsed and approued: And ouer that the said pretended wardens, with theyr compa-ny to them confedered, diuers and many tymes assemble and make ordinan-ces among them self, contrary to the common wele of the saide citie, without any aduise of the maire of the said citie, intending to bring the shering of wor-stedes into fewe mēnes hādes, and to enhaūce the price of shering of worsted at their pleasure, in so much that they wyl not admit to shering of worstedes but certaine persons, where many other within the said citie be as perfyt, and haue as great connynge in the sayde sherynge of worstedes, as they the sayd pretended wardens daily do suffer to shere, haue and wyl not admit any man to the sherynge of worstedes, though he haue sufficient coninge therin with-out he wyll compoune with them, and make great and importable fines with force wherof diuers and many of the shermen, lately inhabitantes of the said citie, be departed out of the citie into the countre, and so diuers and many hou-ses within the sayd citie nowe be vnoccupyed and decayed, and daylye more are lyke to be, to the great desolation of the sayd citie, and also, to thempoue-rysshynge of the marchauntes byers of the sayde worstedes within the sayd

citie

citie, whereby the great wele and prosperitie of the sayd citie standeth, and the inhabytantes of the same supported. In consydeeation of al which premisses it may please the king our soueraine lord of his most abundant grace, and for the great zeale his grace hath to the vniuersal wele of his subiectes in this his realme, by the aduyse and assente of the lordes spyrytuall and temporall and of the commons in this parliament assembled, and by auctoritie of the same, to ordeyne stablysshe and enacte, that the forsayde acte made the .xiiii. day of Octobre, the .xi. yere aforesayd, in euery thynge touchyng and concernyng the sayd worsted shering, or the sayd pretended craft of worsted shering onely be vtterly voyd, repeled, adnulled and of no force ne effecte. Prouyded alway that the residue of the aforesayd acte concernyng the settynge or puttyng, takyng or receiuing of apprentises for al the citezens and inhabitantes within the sayd citie of Norwych, may stand in his ful strength and effecte, in suche fourme as in the sayde act is expressed and conteyned, this present acte not withstandyng. Apprentices.

Ca. xviii

Item the commons in this present parlyament assembled, that where tyme out of mynde marchauntes vyttelers, and all other your lyege people of this your realme, at their pleasure haue had vsed fre course and passage thorough the and vpon your ryuer and water of Seuerne, within this youre realme, with shyppes, trowes, botes and all other their vessels, to cary and conuey their marchaundyses, vytayles and other goodes from towne to towne and from place to place, without interruption, trouble, veration, let or dysturbaunce, and without any thyng therfore payenge or gyuynge, vntyll late tyme that dyuers marchauntes and other of this your realme of Englande, whereby dyuers and certayne myscruled personnes inhabyted in the forest of Dean and other places to the sayd ryuer adioyning wrongfully letten, vered and interrupted, wherupon for the sure and perpetuel passage and course vpon the sayd water and ryuer of all the kynges liege people to be had and contynued, dyuers actes and lawes were made and purueied, and in especial one in the .xi. yere of the reine of the most vyssed and famous in memory your vncle king Henry the .vi. by the which act it was established ordeined and prouided that all your lyege people and euery of them, shulde haue their common and fre passage vpon your said ryuer and water, with their trowes botes and other vessels fom Bristowe, Glouceste, Worceste and other places, without let interruption or denyer, and yf any of your lyege people or subiectes were of their sayde course and passage letted or dysturbed, that they shulde haue actions of tresspas agaynst the offendours in that behalfe. And the premysses not withstandynge dyuerse personnes late and nowe beynge youre offycers of and in youre cytie of Worceste and towne of Glouceste, and other places adioynynge to your sayde ryuer and water wyll not suffer any bote trowe or other vessell to passe thorough the and vpon your sayde ryuer and water without dyuers impositions by theym therupon sette, and by them leuyed gathered and tered vpon the marchauntes and owners of the sayde goodes and marchaundyses, by the sayde ryuer and water passynge, in manyfeste contempte of youre sayde lawes, and brekynge of the lawdable custome Forest of Deane. Seuerne.

afore tyme remembred. Please it therfore your highnes, the premysses consydered by the aduise of the lordes spirituall and temporal, and the commons in this present parliament assembled, and by auctorite of the same, to ordeine establyshe and enacte, that what soeuer person or persons, of what estate degre or condition he or they be, hereafter take any imposition of any of the kinges liege people, for crowe bote or any other vessell, for any goodes or marchaundyses carved or conueied in and vpon the saide ryuer and water of Seuerne or let here or interrupte any botes crowes or vessels so passynge by the sayde ryuer and water, for any suche impositton, or otherwyse agayust your lawes, that euery such person or persons so doyng and offendyng, shal forfeyt to the kynge our souerayngne lorde for euery suche offence. xx. li. and for euery suche summe or summes so forfeyte, the partye greued and other persons that wyll sue for the same forfeytuse, shall haue and sue an action populer of det, aswel to and for the vse of our souerayngne lord the kyng, as to the vse of hym that shall so sue for it in his owne name, and that our souerayne lorde the kynge haue two parties of the sayd summe so forfayted, and the partie that so shall sue for the same haue the thyrd party therof: And the partie defendaunt in euery suche action shall not be receyued to wage his law, and also be outed of all delatoryes in the same action, as protectyons essoyne and other. And if it fortune the parties in any such action to defend or plede or any issue, for any offences done or committed contrary to the premysses tryable in the citie of Worcester, or the lybertes of the same, than the same issue to be tryed by. xii. men within the countie of Worcester, not dwellynge ne haunynge any landes within the same cytie, ne the suburbes of the same. And if the partye aforesayde in any suche action defende and plede to an issue for any offence done or committed contrary to the premisses, triable in the shire of the towne of Glocestre, or in the county of Glouceſtre of the same yssue, to be tryed by. xii. men of or in the countye of Glouceſtre therto adioynyng, not hauyng any landes ne dwellynge within the same shyre of the towne of Glouceſtre. Prouyded alway that this acte or any thynge in the same contayned, or specyfyed, in any wyse extende not nor be prejudiciall or hurtfull to any person or persons, haunynge any landes or medes, adioynyng to the sayd streme or water of Seuerne, to take of euery person or persons goynge vpon his or their sayd landes and medes, and haluyng and drawyng any suche crowe bote or vessell, reasonable recompence or satysfaction for such hurtes and offeces as he or they hauyng suche landes or medes adioynynge to the sayd streme or water, shall sustayne by reason of any suche goynge or drawyng of any suche crowe bote or vessell. Prouyded alwaye that yf any person or persons spyrytuall or temporall, or any body corporate, come before the lordes of the kynges honorable counsel in the starre chaumbre at Westmynster, at any tyme hereafter before the feaste of the Ascention of oure lorde, that shall be in the yere of oure lorde god. M. D. and. ix. and there make any sufficyente proue and lawfulle tytle of their owne offer, or by other meanes before the same feast to haue any maner of duty and imposition of and for any maner bote crowe or other vessel aforesayde, or for any other marchaundyses or goodes in anye of the same

Action populer.

caried

caryed and conueyed in and vpon the sayd ryuer water and of Seuerne, and the same prose and tytle by the sayd counsell admytted and decreed before the same feaste to be good and auaylable to the party or partyes that sue for the same: that than from henseforth after such prose and title shewed, and so by the said counsel admitted, and by them before the same feaste decreed to be good, those persons haupnge suche lawfull tytle, may and shall haue from the time of that decre made, al maner suche dutyes of euery of the kynges lyege people so caryenge for conueyenge any boote trowe or vessell in and vpon the sayd water of Seuerne, accordyng to theyr tytle and ryght so proued and decreed, after the maner and fourme of the same title and decre: This present act or any thyng therin conteyned in any wyse not withstandyng.

Cap.xix

¶ Shewynge vnto your noble grace and great wysedome your poore commons and subiectes of this your realme, that where at a parlyament holden at westmynster in the seconde yere of the reygne of kynge Henry the. vi. it was ordeyned amonge other, that no cordwayner, nor none other to his vse, shuld occupy the mystery of a tanner, whiles he occupied the mystery of cordwayner, vnder the peine of forfaiture for euery hyde so tanned by them or any other to their vse. vi.s. viii.d. Also where it is ordeyned at a parlyament holden at Westmynster, the first yere of the reygne of kynge Henry the. vii. our souerayne lorde that nowe is, that no tanner, whiles he vsed or occupyed the mystery of a tanner nor none other to his vse shulde occupy the mystery of a corryour, ne blacke no hyde, vpon peine of forfeyture for euery hyde by hym so corryed. vi.s. viii.d. And that no corryour of lether take vpon hym to corye any hyde of lether but suche as before be suffyciently tanned, vpon peine to lose for euery hyde so corryed. iii.s. iiii.d. and where as no acte nor statute is prouyded as yet, but that the corryour of lether may vnpunysshed occupy the mystery of a cordewayner, and in lykewyse the cordewayner the misterie of a corryour, by reason wherof many and dyuers cordewayners of cyties and boroughes within this sayde realme, haue vsed and do daily vse the crafte of corriours in theyr houses at theyr pleasure, without any otherseynge or controllyng of any other crafte, or of any of the kynges officers: so that somtyme for lacke of cunnyng, and sometyme for theyr owne spede and lucre, they suffer theyr lether to passe vntruely corried. And also where many tanners put theyr hydes and lether to sale before they be sufficiently dryed, so that the byers of the same can not knowe, whether the lether be sufficiently tanned and barked, to the great hurt and disceyt aswell of all the poore commons within the said cities and boroughes, as of the kinges lege people within the hole realme. Please it therfore your highnes and great wisdomes to prouyde, by the auctorite of this present parlyament, for due remedy in this behalfe that no man of the crafte of cordewayners or shdwmakers, nor none other to his vse in citie, borough, or towne within this realme, shall in tyme to come vse nor occuppe the mystery or crafte of corryours, whyle he vseth the crafte of cordwayners, vpon peyne of forfeyture. vi.s. viii.d. for euery hyde so corryed and wrought, wherof. iii.s. iiii.d. shalbe to our souerayne lorde the kynge, and the other. iii.s. iiii.d. to suche person or persons that fyrste fynde and shewe it.

Cordwayner.

Tanner.

Corryour.

And in semblable wyse that no man of the crafte of the coꝛrypours, noꝛ none other to his vse, within any cittie boꝛough oꝛ towne of this sayd realme, shall from henceforthe vse noꝛ occupy the mystery of a coꝛdwayner whyle he occupyeth the crafte of coꝛrypours, vpon lyke peyne as is nerte aboue reherced.

Lether. And also that no tanner noꝛ barker put no maner of hyde noꝛ lether to sale before the same hyde and leather be sufficiently dꝛied, vpon peine of foꝛfayture foꝛ euery such hyde so put to sale. vi.s. viii.d. wherof. iii.s. iiii.d. to our soueraygne loꝛde the kyng, and the other. iii.s. viii.d. to suche person oꝛ persons as first fynde and shewe the same.

Cap. xx. Pꝛayen the commons in this pꝛesent parlyament assembled, that where in a parlyament holden at westmynster, in the. iii. yere of the reygne of our soueraygne loꝛde the kynge that nowe is, by the aduyse of the loꝛdes spirituall and tempoꝛall, and the commons in the same parlyament assembled, and by auctoꝛitie of the same, it was enacted, oꝛdeyned, and establysshed among other thynges, that if any defendaunt oꝛ tenaunt, defendauntes oꝛ tenauntes, oꝛ any other that shall be bounde by any iugement, sue afoꝛe execution had any wꝛytte of errour, to reuerse any such iudgement, in delayeng of execution of the party, that than if the same iudgement be affermed good in the sayd wꝛytte of errour and not erroneous, oꝛ that the sayd wꝛytte of errour be discontynued in the defaut of the party, oꝛ the person oꝛ persons that sueth the wꝛytte oꝛ wꝛyttes of errour be nonsued in the same: than that person oꝛ persons, agaynst whom the sayde wꝛytte of errour is so sued, shall recouer his costes and damages foꝛ his delaye and wꝛongfull veration in the same, by discretion of iustyces afoꝛe whome the sayd wꝛyt of errour is sued, whiche acte oꝛ oꝛdynaunce hath not ben as yet duely put in execution, by reason wherof as wel playntifes and demaundauntes in diuers actions by them sued, sythe the makyng of the sayd statute, haue ben often tymes delayed of their execution, to theyꝛ great and impoꝛtable hurt losse and charge. Wherfoꝛe the kynge our soueraigne loꝛde, by thaduyse of the loꝛdes spirituall and tempoꝛall, and the commons in this pꝛesent parlyament assembled, and by auctoꝛitie of the same oꝛdeyned establysshed and enacted, that the sayde act made the said third yere of his reygne concernyng the pꝛemisses, be good and effectuall, and that from henceforth be duely put in execution.

Cap. xxi. Hyke wꝛought beyonde sea. Be it establisshed oꝛdeyned and enacted by the auctoꝛitie of this pꝛesent parlyament, that no maner of person from henceforth bꝛynge oꝛ cause foꝛ to be bꝛought into this realme of Englande to be solde, any maner silke wꝛought by it selfe, oꝛ with any other stuffe in any place out of this realme in rybandes, laces, gyꝛdelles, coꝛses, calles, coꝛses of tyssues, oꝛ poyntes, vpon peine of foꝛfayture of all the same rybandes, laces, gyꝛdelles, coꝛses, calles, coꝛses of tyssues and poyntes, and euery of them, in whose handes so euer they be founde, oꝛ the value of the same, the one moytie of the sayd foꝛfayture to our soueraigne loꝛde the kynge, and the other moytie therof vnto any of the kynges subiectes that wyll seaꝛe the same, the whiche to do, it shall be lawfull to euery of the kynges subiectes at all tymes. And that it shall be lawfull to euery person, as well straunger as other, to bꝛyng in to this realme from henceforth

forthy all other maner of sylkes, as well wrought as rawe or vnwrought, to sell at his or their pleasure, any acte or actes of parlyament heretofore to be contrary made in any wyse not withstandynge. And that it shall be lefull to all persons, that haue any suche rybandes, laces, gyrdelles, calles, corses of tymbres, or poyntes, wrought beyonde the sea, brought in to this lande by the kynges lycence, and to be solde, to make sale of the same, and euery persone thetof to haue lycence and lybertie therto to the feast of Penthecost, that shal be in the yere of our lord. M. CCCCC. v.

Cap.xxii
Calays.
Attourney.
Factour.
Staple.

¶ Where in the parlyament holden in the fourthe yere of the reygne of our souerayne lorde kynge Henry the seuenth, it was ordeined enacted and establysshed, by auctorytie of the same parlyament, that none inhabytaunt nor burgeys of the towne of Calays or marches of the same than beynge, or at any tyme there after to be, before the. vi. day of Apryle, the yere of our lorde god. M CCCC lxxxvi. shuld be factour or attourney within the said towne of Calays or marches of the same, to or for any marchaunt of the staple there than dwellynge within this realme, or that after that shulde dwell, to bye or sell for them or any of them any wolle wolfelles or other marchaundyses of the sayd staple, but suche as shulde be very mentall and meet seruauntes or apprentyces vnto marchauntes, than dwellers or that after that shuld dwell within this realme of England, and by them sent or to be sent vnto the sayde staple. By reason of the whiche ordynaunce acte and statute, many than inhabytauntes of the sayd towne before the tyme gettynge their lyuynge, and kepyng within the same towne honest housholdes by the gayne and auauntage that they had of the dealynge and occuppenge as factours and attourneys, within the same towne for other marchauntes of the staple, dwellynge in the parties of this realme, are now departed out of the said towne, and the towne therby sore decayed, and by the sayd inhabitauntes marchauntes sesynge the kinges generall pryuilege in that behalfe. Be it therfore by auctorytie of this present parlyament ordeyned and enacted, that this acte and ordynaunce abouesayde be from henseforthe vtterly annulled, voyde, and of none effecte.

Ca.xxiii.
Stylyarde.

¶ Be it ordeyned establysshed enacted and prouyded, by the kynge our souerayne lorde, by the aduyse of the lordes spirituall and temporal, and the commons of the same in this present parlyament assembled, for marchauntes of the Hanse in Almayne, hauynge the house in the citie of London commonly called Guildhalda Theutonicorum, that by auctorytie of this sayd parlyament euery acte statute or ordynaunce, actes statutes or ordynaunces heretofore made, not concernynge marchauntes marchaundyses or other wares, extend not to the preiudice hurt or charge of the said marchauntes of the Hanse contrary to their auncyent lyberties pryuileges free vsages and customes of olde tyme graunted to the sayde marchauntes of the Hanse as well by the kinges noble progenitours, and ratified and confirmed by the kynges grace, as by auctorytie of dyuers parlyamentes: but that all suche act statute and ordynaunce, actes statutes and ordynaunces so made or to be made in derogation of their sayd liberties, pryuileges free vsages and customes stand and be

as

as agaynſt the ſayde marchauntes and theyr ſucceſſours and euery of them
boyde repealed adnulled and of none effecte, any acte ſtatute or ordynaunce,
actes ſtatutes or ordynaunces to the contrary made or to be made not with-
ſtandynge. Prouyded alway that this acte or any thynge therin conteyned
extend not, or be in any wiſe prejudiciall or hurtfull to the mayre ſhiriffes ey-
tezyns or comynaltie of the citie of London, or any of them, or to the ſucceſ-
ſours of any of them, of or for any entrees lyberties priuileges franchyſes
or other thing to them or any of them gyuen or graunted by the kynges moſt
noble progenitours or predeceſſours kynges of this realme, or by auctorite
of this parlyament or otherwiſe, this preſent acte or any thyng therin conteyn-
ned not withſtandynge.

London.

Ca. xxiiii
Hyze court Chychester.

¶ In conſyderation that the ſhyre courte of and for the ſhire of Suſſex holden
den and kepte in the citie of Chychester, whiche is in the extreme partie of the
ſame ſhyre, the ſame ſhyre beynge. lxx. myles in length: by reaſon wherof
dyuers and many of the kynges ſubiectes, inhabytyng that ſhyre, are ſome-
tyme outlawed, and ſomtymes loſe great ſummes of money in that court or
they haue knowlege therof. to theyr vtter vndoynge. Be it therfore enacted
by the auctorite of this preſent parlyament, that from the feaſt of Eſter nert
commynge, the ſhyre courte for that ſhyre ſhall be holden and kept one tyme
at Chychester aforeſayd, and the nerte tyme at the borough of Lewes, which
boroughe is in the myddes of that ſhyre, and ſo to be kepte Alternis uicibus,
for euer: And euery ſhyre courte holden to the contrary hereof, and all thyn-
ges therin done, to be voyde.

¶ Here endeth the ſtatutes of kyng Henry the ſeuenth.

MVSEVM BRITANNICVM

GOD SAVE THE KYNG

LONDINI in officina Thomæ Bertheleti typis impress.
Cum priuilegio ad imprimendum solum.

ANNO. M. D. XLIII.